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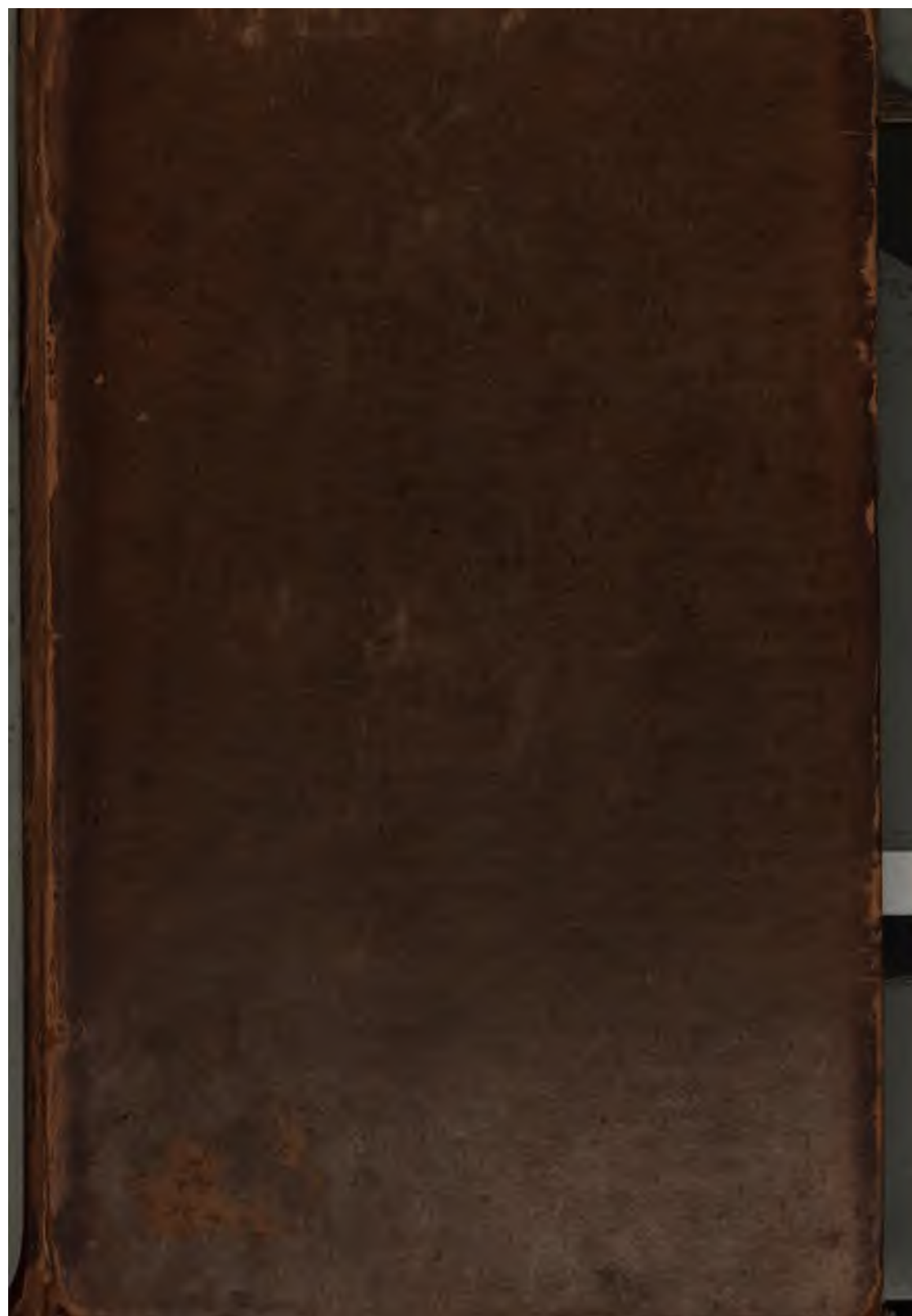
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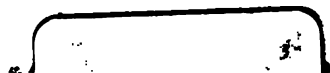
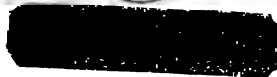
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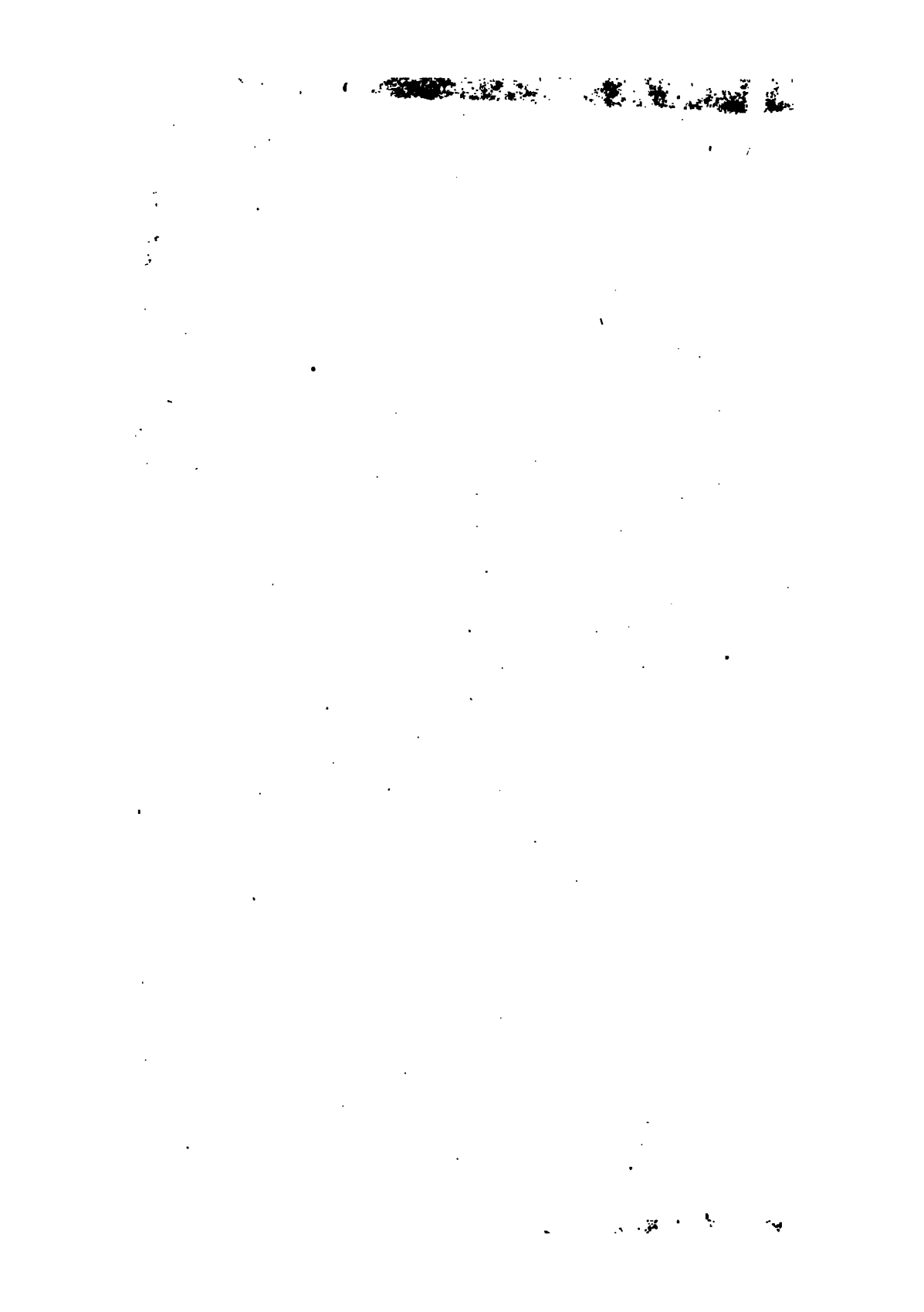




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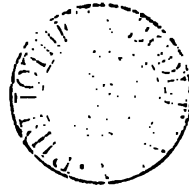


ANNALS
OF
SCOTLAND,
FROM THE ACCESSION OF MALCOLM III.
TO
THE ACCESSION OF THE HOUSE OF STEWART.
TO WHICH ARE ADDED,
SEVERAL VALUABLE TRACTS
RELATIVE TO THE HISTORY AND ANTIQUITIES OF
SCOTLAND.

BY THE LATE SIR DAVID DALRYMPLE,
LORD HAILES.

A NEW EDITION.
IN THREE VOLUMES.

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A N N A L S
OF
S C O T L A N D,
FROM THE ACCESSION OF
R O B E R T I.

1306.

ROBERT BRUCE had many and formidable obstacles to surmount in his progress to sovereign power; the solemn oaths, and even the general inclinations of the nobility; the revenge of the potent house of Comyn; the whole force of England; and the guilt of what was commonly held to be a *sacrilegious murder*.

Without any resources but in his own valour, and in the untried fidelity of a few partizans *, ^{Fordun, xii. 9.} Bruce ascended the throne of his ancestors, [at Scone, 27th March 1306.]

* “Manum erexit contra omnes et singulos de regno Scotiae, *exceptis paucissimis sibi benevolis* :” *Fordun*, L. xii. c. 9.

Trivet^{342.}
M. West.^{454.} The Earls of Fyfe, descendants of the celebrated M'Duff, had the privilege of crowning the Kings of Scotland. At this time Duncan Earl of Fyfe favoured the English interest; but his sister Isabella, wife of the Earl of Buchan, secretly withdrawing from her husband, repaired to Scone, asserted the pretensions of her ancestors, and again placed the crown on the head of ROBERT I. † [29th March.]

M. West.^{453.}
Barbour,^{28.} Posterity ought to remember the chief associates of Bruce in his arduous attempt to restore the liberties of Scotland.

They were, William of Lambyrton Bishop of St Andrew's; Robert Wisheart Bishop of Glasgow; the Abbot of Scone; the four brothers of Bruce, Edward, Nigel, Thomas, and Alexander; his nephew Thomas Randolph of Strathdon; his brother-in-law, Christopher Seaton of Seaton; Malcolm [5th] Earl of Lenox; John of Strathbogie [10th] Earl of Athole; Sir James Douglas; Gilbert de la Haye of Errol, and his brother Hugh de la Haye; David Barclay of Cairns in Fife; Alexander Frazer, brother of Simon Frazer of Oli-

† In *Scalae Chron.* ap. Leland, *Collectanea*, vol. i. p. 542. this bold action is ascribed to her mother-in-law, Elisabeth de Quinci, daughter of Roger de Quinci, Earl of Winchester, Constable of Scotland, and widow of Alexander Comyn, Earl of Buchan. "The Countess of Boughan, because her *sunne was absent*, lying at his manor of Witnick, [*r. Whitwick*] by Leicestre, *toke upon her* to corone Robert Bruce at Scone in Scotland." This authority is very express; yet I incline to follow the writers of that age, Trivet, p. 342. and M. Westm. p. 454. M. Westm. accuses this intrepid lady of a criminal partiality for the new King; "*transgresso maritali thoro, exarserat in speciem et concupiscentiam fatui coronati.*" The monk who calls Robert Bruce a fool, may be permitted to call the Countess of Buchan an adulteress; such idle stories are always circulated by malice and credulity in times of public disorder.

ver castle; Walter de Somerville of Linton and Carnwath; David of Inchmartin; Robert Boyd; and Robert Fleming †.

† *Randolph*, afterwards Earl of Moray; *Seaton*, ancestor of the Duke of Gordon, Earl of Winton, Earl of Dunfermline, and Viscount Kingston; *De la Haye*, of Earl of Errol; *Frazer*, of Lord Lovat and Lord Salton; *Somerville*, of Lord Somerville; *Inchmartin*, of Earl of Findlater, Earl of Airley, and Lord Banff; *Boyd*, of Earl of Kilmarnock; *Fleming*, of Earl of Wigton. *Math. Westm.* p. 452. adds, Alan Earl of Menteth. Nigel Campbell, the predecessor of the Duke of Argyle, &c. and Frazer of Oliver Castle, were also engaged in the cause; but it does not appear that they assisted at the coronation of Robert I.

To this list David Moray Bishop of Moray might be added. The English asserted that he preached to the people of his diocese, "that it was no less meritorious to rise in arms for supporting the cause of Bruce, than to engage in a crusade against the Saracens.—Quia dedit eis intelligere, praedicando, periculo animae suae, quod non minus possent mereri, qui cum Domino Roberto in ipsius auxilium contra Regem Angliae et suos insurgerent, et partem ipsius Roberti juvarent, quam si in Terram Sanctam contra Paganos et Saracenos proficiscerent." [*Sic MS.*] *Records, London.* This Bishop was the founder of the Scots College at Paris. *Keith, Catalogue* p. 82.

As there will be frequent occasion for quoting the metrical life of Robert Bruce, by John Barbour, it may be proper to premise some particulars concerning the author. He was bred to the church, and obtained the office of Archdeacon of Aberdeen: While he enjoyed that office he had leave to study at Oxford, 3^{mo} Edw. iii. *Calendars of Ancient Charters*, p. 219. He finished his history in 1375, and he died an aged man in 1396. This circumstance is to be learned from *The Chartulary of Aberdeen*, fol. 115. where, 10th August 1398, mention is made of "quondam Joh. Barber Archidiaconus Aberd." and where it is said that he died two years and a half before; therefore, in 1396. Barbour, when he describes the person of Thomas Randolph, Earl of Moray, seems to speak as from his own observation. Randolph died in 1331. Supposing Barbour to have been 80 at his death, he was 15 at the death of Randolph. *Fordun*, L. xii. c. 9. says, "Magister Johannes Barbarii, Archidiaconus Aberdonensis, in lingua nostra materna diserte et luculenter satis ipsa ejus particularia gesta, nec non multum eleganter peroravit." There is reason to believe that the language of Barbour, obsolete

Trivet^{342.} Edward I. was at Winchester when tidings of
 Foed. ii. the revolution in Scotland arrived; he immediately
 988, 997. appointed Aymer de Valence, Earl of Pembroke, to be guardian of that kingdom *, and dispatched a messenger to the Pope, informing him of the violation of the sanctuary, and of the slaughter of Comyn. With equal diligence, the Pope issued an order authorising the Archbishop of Yorke, and the Bishop of Carlisle, to excommunicate Bruce and his adherents.

Trivet^{342.} Edward, now become infirm, and having lost the
 Hen. i. 221. use of his limbs, proceeded to London by slow
 Langtoft, i. journeys †. At his arrival *there*, he conferred the
 332. honour of Knighthood on his son the Prince of Wales, on the Earls of Warenne and Arundel, and on near 300 more. At a feast given on occasion of this solemnity, the King, although aged and debilitated, made a vow ‡, that he would take

as it may now seem, has been modernized by some officious transcriber.

* The letters patent to Pembroke are drawn up in an enraged and vindictive style. In them Edward says, That Bruce was a person in whom he reposed entire confidence; [de quo plenam fiduciam habebamus.] *Foedera*, T. ii. p. 988. The Pope's bull is dated from Bourdeaux, 18th May 1306. *Foedera*, T. ii. p. 997.

† Movit se Rex versus Londonias currizando, quia ob infirmitatem quam habuit in tibiis, non potuit equitare; *Trivet*, p. 342.

‡ The circumstances attending this vow, as related by *M. Wessm.* p. 454. are singular. "Tunc allati sunt in pompatica gloria duo cygni vel olores ante Regem, phalerati retibus aureis vel fistulis deauratis, desiderabile spectaculum intuentibus. Quibus visis, Rex votum vovit Deo coeli et cygnis," &c. This is a most extraordinary passage, for the interpretation of which I have consulted antiquaries, but all in vain. The same ceremony is mentioned in *Le livre des trois filz de Roys*, f. 91. "Après parolles on fist apporter ung paon par deux damoifelles, et jura le Roy premier de fendre tout son dit royaume a son pouvoir," &c.

vengeance on Robert Bruce for his insult offered to God and the church; and this duty having been performed, that he would not, for the future, un-

Sir Henry Spelman, *Asspilogia*, p. 132. observes, that the antient heralds gave a swan as an *imprese* to musicians and singing men. He adds, "sed gloriæ studium ex eodem hoc symbolo indicari multi asserunt." He then quotes the passage from *M. Westm.* but he neither remarks its singularity, nor attempts to explain it.

Ashmole, *History of the Garter*, c. 5. sect. 2. p. 185. observes, that Edward III. had these words wrought upon "his surcoat and shield, provided to be used at a tournament,

' Hay, Hay, the wythe swan,

' By G——s soul I am thy man."

This shews that a *white swan* was the *imprese* of Edward III. and perhaps it was also used by his grandfather, Edward I. How far this circumstance may serve to illustrate the passage in *M. Westm.* I will not pretend to determine.

A learned friend has supplied me with some farther illustrations of this dark subject. He observes, that one of the most solemn vows of knights, was what is termed *the vow of the Peacock*. This bird was accounted noble. It was, in a particular manner, the food of the amorous and the valiant, if we can believe what is said in the old romances of France, *St Palaye*, *Memoirs sur l'ancienne Chevalerie*, T. i. p. 185. and its plumage served as the proper ornaments of the crowns of the *Troubadours* or *Provençal poets*, who consecrated their compositions to the charms of gallantry, and the acts of valour.

When the hour of making the vow was come, the peacock, roasted and decked out in its most beautiful feathers, made its appearance. It was placed on a bason of gold or silver, and supported by ladies, who, magnificently dressed, carried it about to the knights assembled for the ceremony. To each knight they presented it with formality; and the vow he had to make, which was some promise of gallantry or prowess, was pronounced over it.

Other birds beside the peacock were beheld with respect, and honoured as noble. Of this sort was the pheasant; *St Palaye*, T. i. p. 186. Vows and engagements, accordingly, were made, and addressed to the pheasant. A vow of this sort, of which the express purpose was to declare war against the infidels, was conceived in these words: "*Je voue a Dieu mon Createur tout premierement et a la glorieuse Vierge sa*

sheath his sword against Christians, but would haste to Palestine, wage war with the Saracens, and never return from that holy enterprize.

Trivet, 343. The Prince of Wales vowed, in aid of his father's vow, that he would not remain two nights in the same place until he reached Scotland *.

The Earl of Pembroke, Robert de Clifford, and Henry de Percy, halted to Scotland to oppose the progress of Bruce, and the Prince of Wales followed with his companions. Edward appointed his army to rendezvous at Carlyle: He himself moved slowly towards the north, being conveyed in a litter. He was seized with a dysentery, halted in the neighbourhood of Carlisle, and remained in those parts during the winter †.

* *mere, et apres aux dames et au faisan, &c.*" *ib.* T. i. p. 181. This serves to prove, that vows were made to *Peacocks* and *Pheasants*; and that, by analogy, they might have been made to *swans* likewise. But the origin of a custom seemingly so profane and ridiculous still remains unknown.

* It is probable that that age did not discover the strange nature of the vow which the heir apparent made for enabling the King to go into perpetual exile.

† The English historians, antient as well as modern, assert, that Edward I. marched into Scotland in 1306, and, in the manner of a savage conqueror, over-ran the country. It is certain, however, from the dates of various instruments in the second volume of *Foedera Angliae*, that Edward did not march into Scotland in 1306. On the 22d July 1306, he was at Beverley; *Foedera*, T. ii. p. 1005. 28th July at Thresk; *ib.* p. 1005. 14th August, at Corbridge; *ib.* p. 1017, 28th and 31st August, at Newburgh in Tindale; *ib.* p. 1018, 1020. 6th and 7th September, at Thirlewal; *ib.* p. 1025. 7th October, at Lanercost; *ib.* p. 1027. He speaks at that time of his having been recovered from a dangerous illness by the care of Nicolas de Tynchewyk his physician. He appears to have remained at Lanercost during the months of October, November, Decemoer, January, and February; *ib.* p. 1022, —1037. He was at Lyndock on the 6th of March; *ib.* p. 1045; and at Carlisle, or in that neighbourhood, from 10th March, to the beginning of July 1307; *ib.* p. 1046,—1058.

The first enterprise of the King of Scots was against Perth, where Pembroke, the English guardian, had fixed his head-quarters. The Scots, in the popular strain of chivalry, challenged the English commander to the open field; he answered, "that he would fight them on the morrow."

The Scots betook themselves to the neighbouring wood of Methven. Towards the close of the day, Pembroke sallied forth and attacked them. Sir Philip de Moubray unhorsed the King; Seaton rescued him*. It is said that John de Haliburton, who served in the English army, made the King prisoner; but, discovering who he was, set him at liberty. Hugh de la Haye †, Barclay, Fraser, Inchmartin, Somerville, and Randolph, were taken, and the Scottish army was dispersed. [19th June.]

Robert retired with the broken and dispirited remains of his party into the fastnesses of Athole ‡. After having lurked for some time among the mountains, and endured much hardship, they came

Trivet 342.
Barbour.
29. 34. M.
West. 455.
Fordun,
xii. 2.

Iceland. l.
542.
Barbour,
36.

Ibid. 37.

* Barbour ascribes this honour to Seaton, and minutely relates the circumstances of the story, p. 34. Seaton's office of Esquire to the King, adds probability to Barbour's relation. *M. Westminster* says, that the King was thrice unhorsed, and that Simon Fraser thrice rescued him. "Ter a dextrariis prostratus est, et per Simonem de Freysel, bellatorem egregium, ter levatus;" p. 455.

† This is probably the same person whom *M. Westm.* p. 455. calls *Hatting Marescallus et vexillifer pseudo-Regis*. He also mentions *Hugh*, the King's chaplain, as among the prisoners.

‡ Of that army, with which, a few weeks before, he had asserted his title to the crown, he could hardly collect 500 men. Barbour relates, that his brother Edward Bruce, the Earl of Athole, Douglas, Gilbert de la Haye, and Nigel Campbell, remained with him. Barbour also mentions a *Sir William the Barondoun*, as one of the band, p. 36. Who this person was, I know not.

down into the low country of Aberdeenshire. At Aberdeen the King met his wife, and many other ladies, whom his brother Nigel had conducted thither, all determined to share the worst of fortunes with their fathers and husbands.

Barbour, 39. 40. Bruce and his followers, at the approach of the English, again sought refuge among the mountains; and, accompanied with their faithful women, retreated into Breadalbine.

Ibid. 40. 43. Ford. xii. 2. The King was now on the borders of Argyle. Alexander of Argyle, Lord of Lorn, had married the aunt of Comyn. Eager to revenge the death of his nephew, he attacked the King. A fierce combat ensued: Douglas and de la Haye were wounded, and the royalists were overpowered. Bruce placed himself in the rear of his small disordered band, and, by persevering valour, checked the pursuit of the enemy *. [11th August.]

Barbour, 39. 40. Hitherto the King and his associates had earned a hardy sustenance by the chase of wild animals, and by fishing; but winter now approached, and there was no hope of subsisting at that season in the open fields.

Ibid. 51. Bruce sent his Queen, and the other ladies, to the strong castle of Kildrummie in Marre, under the escort of his brother Nigel, and all his horsemen; himself, with two hundred men, resolved to

* According to Barbour, p. 43. two brothers named *Ma-kendorfer*, which he interprets, *the sons of Durward*, and another person, had vowed, if they encountered Bruce, either to slay him or perish in the attempt. They overtook him at a narrow pass, and were all slain by his single prowess. This story, related with many minute circumstances, may be true; I could not, however, venture to place it in my narrative. The place where Bruce was defeated by the Lord of Lorn, is called *Dalry*, i. e. *the King's field*, probably from that event. See *Fordun*, l. xii. c. 11. It is in the neighbourhood of a village which now bears the name of *Clifton*.

force a passage into Kintyre, and from thence to cross over into the northern parts of Ireland.

At the banks of Lochlomonnd their progress was interrupted. Douglas, after long search, discovered a small leaky boat, in which he passed over with the King. The rest followed, some by the conveyance of the boat, and others by swimming. They were now reduced to the extremities of famine. While they roved in quest of food through the adjacent forests, they met Lennox, ignorant till then of the fate of his sovereign : They all wept. Barbour, 53.

Angus of the Isles, Lord of Kintyre, hospitably received the King into his castle of Dunavarty. From thence the King, with a few faithful companions, passed over to Rachrin, an island on the northern coast of Ireland *, and there eluded the search of his enemies. Ibid. 55.

A miserable destiny awaited his friends and partisans whom he had left in Scotland. Ibid. 61.

An ordinance was issued by Edward in council, commanding the guardian of Scotland “ to make proclamation, that all the people of the country do search for, and pursue, all who have been in arms against the English government, and have not delivered themselves up; and also, all who have been guilty of other crimes; and that they apprehend them dead or alive.” And declaring, “ That they who are negligent in the discharge of this duty, shall forfeit their castles, and be imprisoned during the King’s pleasure.” Ryley, 510.

* This island is described by Mr Donald Munro, Dean of the isles, 1549, in the following words : “ On the south-west frae the promontory of Kintyre, upon the coast of Irland, be four myle to land, layes an isle, callit *Rachlaine*, pertaining to Irland, and possessit thir mony yeires by Clan Donald of Kintyre, four myles long, and twa myle braide, guid land, inhabit and manurit ;” *Description of the Western Isles*, p. 6.

The guardian was also commanded to punish, at his discretion, all who harboured the offenders described in the proclamation.

Farther, it was ordered, that all who were at the slaughter of Comyn, or were abettors of that deed, or voluntarily and knowingly harboured the guilty persons, or their accomplices, should be drawn and hanged.

And that all who were already taken, or might hereafter be taken in arms, and all who harboured them, should be hanged or beheaded.

As for those, who having been in arms, had surrendered themselves, it was ordered, that the most distinguished and dangerous offenders among them should be imprisoned during the King's pleasure.

And that all persons, whether of the ecclesiastical order, or laymen, who had willingly espoused the party of Bruce, or who had procured †, or exhorted the people of Scotland to rise in rebellion, should, upon conviction, be imprisoned during the King's pleasure.

With regard to the commons, who might have been constrained to take up arms, a discretionary power of fining or ransoming them was committed to the guardian.

This ordinance was rigorously enforced.

Barbour, 65.
Fordun, xii. 11.
The wife of Bruce, and Marjory his daughter by a former marriage, dreading to be besieged in Kildrummie, fled to the sanctuary of St Duthac, at Tain in Ross-shire. The Earl of Ross violated the sanctuary, and delivered them to the English*.

† ' *Preschantz le peuple d'Escofe de lever contre le ley ;* *Ryley*, p. 510. *Tyrrel*, Vol. iii. B. 9. p. 174. has committed several errors in his translation of this ordinance.

* *M. Westm.* relates, p. 454. that Bruce, returning from his coronation, said to his wife, " Yesterday we were Earl

The Countess of Buchan; who had crowned Bruce, was committed to close confinement in the castle of Berwick *. M. West.
455.

* and Countess, now we are King and Queen;" and that she answered, "You may be a summer King, but, I suppose, you will not be a winter King;" that Bruce, enraged at this contemptuous speech, would have killed her, had not the bystanders prevented him: That, however, he banished her to Itelad; and that the Earl of Ulster, her father, transmitted her to the English King. These circumstances may be considered as fabulous.—The directions given for the entertainment of Elisabeth, the wife of Bruce, are preserved in *Foedera*, T. ii. p. 1013. She was to be conveyed to the manor of Bruffewick: To have a waiting-woman, and a maid servant, advanced in life, sedate, and of good conversation: A butler, two men-servants, and a foot-boy, for her chamber, sober, and not riotous, to make her bed, ["Eit ele un garzon a péc, por demorer en sa chambre, tiel qi soit sobre et ne un riotous, por son lit faire:"] Three greyhounds when she inclines to hunt: Venison, fish, and the fairest house in the manor. This unfortunate lady was removed to another prison in 1308. *Foedera*, T. iii. p. 94. In 1312, she was removed to Windsor castle; twenty shillings weekly being allowed for her maintenance; ib. p. 302, 396. She was committed to the castle of Rochester in 1314; ib. p. 475. She was not set at liberty till towards the close of 1314; ib. 489, 496.—Marjory, the daughter of Bruce, was given in charge to Henry Percy; *Foedera*, T. ii. p. 1014.

* *M. Westm.* p. 455. says, "Capitur etiam et illa impiissima conjuratrix de Buchan, de qua consultus Rex, ait, quia gladio non percussit, gladio non peribit; verum, propter illicitam conjurationem quam fecit, in domicilio lapideo et ferreo, in modum coronae fabricato, firmissimè obstruatur, et apud Bervicum sub dio forinsecus suspendatur, ut sit data, in vita et post mortem, speculum viatoribus, et opprobrium semper piternum." Other English historians, copying *M. Westm.* have said the same thing. We cannot, therefore, blame Abercrombie for saying, "She was put in a wooden cage, shaped like a crown, and in that tormenting posture hung out from high walls, or turrets, to be gazed upon and reproached by the meanest of the multitude;" vol. i. p. 579. *Hemingford*, vol. i. p. 221. relates the story in a manner somewhat different. He says, that the Earl of Buchan, her husband, sought to kill her for her treason; but that Ed-

William of Lambyrton, Bishop of St Andrews, owed his preservation to the dignity of his ecclesiastical character. Edward would have inflicted a

ward restrained him, and ordered her to be confined in a wooden cage.

The intentions of Edward I. touching the duration of the Countess of Buchan, will be more certainly learnt from his own orders, than from the report of *M. Westminster*. His orders run thus: "By letters under the privy seal, be it commanded, that the chamberlain of Scotland, or his deputy at Berwick upon Tweed, do, in one of the turrets of the said castle, and in the place which he shall find most convenient, cause construct a cage strongly latticed with wood, [*de fust*, i. e. beams of timber or palisades,] cross-barred, and secured with iron, in which he shall put the Countess of Buchan.

"And that he take care that she be so well and safely guarded therein, that in no sort she may issue therefrom.

"And that he appoint one or more women of Berwick, of English extraction, and liable to no suspicion, *who shall minister to the said Countess in eating and drinking, and in all things else convenient, in her said lodging-place.*

"And that he do cause her to be so well and strictly guarded in the cage, that she may not speak with any one, man or woman, of the Scottish nation, or with any one else, saving with the women who shall be appointed to attend her, or with the guard who shall have the custody of her person.

"And that the cage be so constructed that the Countess may have therein the convenience of a decent chamber, [*element de chambre courtoise* ;] nevertheless, that all things be so well and surely ordered, that no peril arise touching the right custody of the said Countess.

"And that he to whom the charge of her is committed shall be responsible, body for body, and that he be allowed his charges;" *Foedera*, T. ii. p. 1014.

Such were the orders of Edward I. and he surely was not a man who would suffer his orders to be disobeyed. Here, indeed, there is a detail concerning the custody of a female prisoner, which may seem ridiculously minute, but which is inconsistent with the story related by *M. Westminster*, and other historians.

To those who have no notion of any cage but one for a parrot or a squirrel, hung out at a window, I despair of rendering this mandate intelligible.

capital punishment on him, had he been a layman; and, indeed, the duplicity of his conduct merited the severest vengeance.

The Stewart of Scotland had given his eldest son, Andrew, as an hostage to Edward. Edward placed him with the Bishop of St Andrews. On hearing of the slaughter of Comyn, Edward demanded back the youth, probably with a view of securing the fidelity of his father. The bishop, instead of restoring his charge, put him into the hands of Bruce*.

It appears, also, that the Bishop had been accused to Pembroke the guardian, of having had some share in the slaughter of Comyn; the Bishop not only asserted his innocence of the charge, but also disclaimed any concern in the insurrection, and

* This singular incident is to be found in the answers made by the Bishop of St Andrews, when he was examined before commissioners appointed by Edward, at Newcastle, 9th August 1306. "Objectum fuit adhuc praefato Domino Episcopo, per praedictum Dominum Robertum de Cotingham, quod cum Dominus Rex Angliae eidem Episcopo, tanquam illi de quo prae caeteris terrae suae Scotiae, tam nobilibus quam praelatis, confidebat, personam Andreae filii et haeredis Domini Jacobi Senescalli Scotiae tradiderit custodiendam, auditoque deum, tam de modo [i. murdro] et interfectione quondam Domini Johannis Comyn Domini de Badenagh, quam infidelitate, rebellione, et excogitata nequitia Roberti de Brus, et eidem adhaerentium, eidem Episcopo per suas literas mandaverat, quod statim visis suis literis dictum Andream eidem Domino Regi remandaret; quare idem Episcopus regio mandato praedicto recepto et intellecto non paruit, sed ipsum Andream dicto Roberto de Brus, ejusdem Domini Regis Angliae inimico notorio et proditori, liberavit. Palam et expresse cognovit organo vocis suae Episcopus prelibatus, quod negare non potuit bono modo quin ipse eundem Andream dicto Roberto de Brus, etiam postquam dictum mandatum regium receperat, ut praemitteretur, liberaverat, et non potuit inde [*sc MS.*] ut dicebat." *MS. Records, London.*

offered to make every sort of submission to the King of England *.

* This also is to be learned from the same records. The Bishop of St Andrews thus writes to the Earl of Pembroke :
 " A noble homme e sage Monsieur Aymar de Valence, Seigneur de Montignak, lieutenant nostre Seygneur le Roi en les parties d'Escoce, William par la grace de Dieu Evêque de St Andrew, salut en Dieu. Sachez nous par nostre volonté estre obligé a nostre Seygneur le Roi d'Engleterre, que nous enosterons en tottes les manieres que nous deverons selonc ceo que nostre Seygneur le Roi e soun counseil ordonnera que faire devons, que nous ny avons nule manere de coupe de la morte Monsire John Comyn, ne mon Sire Robert soun oncle, ne de la commencement de ceste guerre, e a ce nous nous enobligoms de nous oïr aussi bien devers le linage cum devers la pees nostre Seygneur le Roi. E si ceo faire ne pöivins, demoryons a la volonté nostre Seygneur le Roi com ataint. E de tottes autres choses que nostre Seygneur le Roi favera dire vers nous, nous nous mettons a sa volonté de haut e de bas, e a cestes choses faire e performer al avant dit monsieur Aymar avoms doné nos lettres overtes ensealés de nostre seal. Doné a la Fountain d'Escoce le 9 jour de Juyn, l'an du regne le Roi Edward 34." This is, in substance, as follows : " Be it known, that we have voluntarily agreed to clear ourselves, in whatever manner our Lord the King and his council shall appoint, of any accession to the death of John Comyn Lord of Badenoch, and Robert his uncle, or of having any share in the rise of the present war, and we will clear ourselves thereof, both with respect to the kindred of the deceased, and to public justice; and if we fail therein, we consent to be at the will of the King as a person convicted. And as to whatever else our Lord the King may have to alledge concerning us, we submit ourselves wholly to his pleasure. And, in testimony of our willingness to perform all these things to Aymer de Valence, Lord of Montignac, the King's lieutenant in Scotland, we have granted these our letters patent, sealed with our seal. Given at Scotland well, this 9th June, and of King Edward the 34th year."

The Bishop of St Andrews was, at first, confined in the castle of Nottingham, but was afterwards removed to the tower of the castle of Winchester; *Foedera*, T. ii. p. 1015-16. There will be occasion hereafter to relate the other incidents of the life of this singular person.

Immediately after this, he renewed his oath of fealty to Edward, in presence of the guardian, Under pretence of urgent business, he obtained leave to return home. He then assembled a considerable body of his vassals and dependants, and sent them to the aid of Bruce *.

Robert Wisheart, Bishop of Glasgow, held the castle of Coupar in Fife against the English. He was made prisoner there †, arrayed in armour; and, in that uncanonical garb, was conducted to the castle of Nottingham ‡.

Records,
London.

M. West.
Records,
London.

* In a memorandum for drawing up a charge against the Bishop of St Andrew's to be presented to the Pope, are these words: "Idem Episcopus Sancti Andreae, per modicum tempus ante diem Dominicum, quo Robertus de Brus, cum toto posse suo, cum Domino Adomaro de Valencia, et suis secum ibidem ex parte Domini nostri Regis existentibus, praeliabat, ad praefatum Dominum Adomarum venit, et ad fidem et pacem Domini Regis rediens, ipsius gratiae et voluntati se submisit, et admissus fuit ab eodem, et juramentum praestitit corporale dicto Domino Adomaro, nomine Domini regis, de fideliter se tenendo; et subsequenter causam fingens, per tres vel quatuor dies proximo praecedentes diem belli ad disponendum super quibusdam suis agendis, petita ab eodem Domino Adomaro licentia et obtenta, sub manucaptione tum competente recessit, et per illos dies quotquot potuit de suis adunare equitum armatorum, et aliorum dicto Roberto de Brus, ad juvandum eum dicto die belli contra dictum Dominum Adomarum et suos, destinavit, sicut evidentia facti ipso die evidenter apparebat, tam per eorum aliquos ibidem captos, quam ipsorum alios quorum cadavera testimonium perhibent veritati;" *Records, London.*

† "Le chastele de Coupre en Fiff en Escoce, lequel meisme l'Evesque, come hom de guerre, tynt puis contre les gentz nostre Seigneur le Roi, jusques à tant qu'aucuns de gentz nostre Seigneur le Roi, qui seurent de la compaignie Monsieur Aymer de Vailence vindrent au dit chastele e le pristrent par force, sur le dit Evesque et illoques feust meisme l'Evesque pris;" *Records, London.*

‡ "Exercitus tamen regius discurrens per totum regnum Scotorum, coepit persequi fugitivos, et plures perimerunt,

Barbour, 65. The castle of Kildrummie was besieged by the
Leland, ii. 543. Earls of Lancaster and Hereford. One Osburn
treacherously burnt the magazine. The garrison,
deprived of provisions, surrendered at discretion.
Nigel, the brother of Bruce, a youth of singular
comeliness, was among the captives. He was tried
by a special commission at Berwick, condemned,
hanged, and afterwards beheaded *.

Barbour, 65. A like sentence was executed against Christopher
Trivet 345. Seaton at Dumfries †. He had married the sister
of Bruce, and had assisted at the slaughter of
Comyn. His brother Alexander suffered a similar
death at Newcastle.

M. West. 456. The Earl of Athole, attempting to escape by
sea, was discovered and conducted to London. He
there underwent the complicated punishment which

‘ et aliquos vivos comprehenderunt, utpote Episcopos et Ab-
batem praedictos [the Bishops of St Andrew’s and Glasgow,
and the Abbot of Scone], *loricatos et armatos subtus exte-
rius tegumentum;*” *M. Westm.* p. 455.

* *Trivet* p. 344, and *M. Westm.* p. 455. relate, that he
was taken at a castle in Kintyre, which the English besieged,
in hope of finding Bruce there; but I follow *Barbour*, p. 65.
M. Westm. calls him *miles pulcherrimae juventutis*. The only
time that that historian seems to feel compassion in describing
the varied punishments inflicted on the partisans of Bruce, is,
when he speaks of this young man; indeed, his only offence
appears to have been, that he followed the fortunes of his
brother.

† *Barbour* says, that he was betrayed by his confidant and
familiar friend, one M’Nab, p. 63. *Trivet*, p. 365. says,
that he was taken at the castle of Lochore [in Fife]; he
adds, “ quem, *cum non Scotus sed Anglicus esset*, iussit Rex de-
duci usque Dumfries, ubi quendam militem de parte Regis
occiderat, ibique iudicium subire coactus, tractus, suspensusque
est, ac ultimo decollatus.” I suppose the meaning of this to be
that, as Seaton was an English baron, Edward honoured him
with a trial by jury, while he inflicted capital punishment on
the others, without any such formalities.

in *those* times, the law of England inflicted on traitors *. [7th November].

Simon Frazer, a renowned warrior, was executed at London, and his head was placed on the point of a lance, near the head of Wallace †. With him Herbert de Norham suffered. Both a d repeatedly sworn fealty to Edward.

Many other Scotsmen of inferior degree were punished capitally ‡.

M. West.
455.
Langtoft,
ii. 335.

M. West,
455.

* "In equallo 30 pedum suspensus est: Postea *semivivus demissus*, ut majores cruciatus sentiret, crudelissime decolatur. Truncus vero illius, *præaccenso in conspectu ejus veamenti igne*, una cum carne et ossibus, in favillas et cineres funditus conflagrantur." *M. Westm.* p. 456. *Langtoft*, vol. ii. p. 335. says, That the Earl "was not drawn, *that poynt was forgyvyn*." He was in some sort allied to the royal family of England, his mother being a daughter of Richard the natural son of King John. *Scala Chron.* ap. Leland, vol. ii. p. 543. says, "The Earl of Atheles, by cause he was cosin to the King of England, and sonne to Maude of Dour *his aunt*, was sent to London, and there was hanged upon a pair of galows 30 foote hyer than the other." *Tante*, here translated *aunt*, means the father's cousin-german. *M. Westm.* p. 456. relates, That Edward, at that time, was grievously sick; but hearing that the Earl of Athole was taken, he endured the pains of his disease with more patience: "Quo audito, Rex Angliæ, etsi gravissimo morbo tunc langueret, levius tamen tulit dolorem."

† "What pity," cries Langtoft, "that a person of such prowess, and endued with so many virtues, should have incurred the guilt and the punishment of treason!" vol. ii. p. 335.

"Allas, it was to mene, his vertus and his prueffe
"So selé in him were seen, that perist for falsnesse."

‡ There is a strange witticism to be found in *M. Westm.* p. 455. "Hugo Capellanus patibulo ante caeteros primitus est affixus, quasi diceret, Ego presbyter vobis praebeo iter." The author, himself an ecclesiastic, might have recollected, that, to hang a churchman by civil authority, was no jesting matter. *Barbour* relates, p. 74. That, when the pleasure of Edward was demanded concerning those who had been

Hem. i,
224. Edward bestowed the Lordship of Annandale, the paternal estate of Bruce, on the Earl of Hereford; the Earldom of Carrick, his maternal estate, on Henry Percey; and the Earldom of Athole, on Ralph de Monthermer, commonly styled Earl of Gloucester †; but he soon after repurchased the grant of Athole, at the price of 5000 merks.

Foed. iii. 7. Thus did Edward chastise the Scots for their breach of faith. It is remarkable, that, in the preceding year, he himself procured a papal bull, absolving him from the oath which he had taken for maintaining the privileges of his people *. But the Scots, without papal authority, violated their oaths, and were punished as perjured men. It is a truth not to be disguised, that, in those times the common notions of right and wrong were, in some sort, obliterated. Conscience, intoxicated with indulgences, or stupified by frequent abso-

Foed. ii.
978.

made captive in the Scottish war, he answered, after his abrupt manner, "Hang them all." This anecdote is, perhaps, not true; yet it is characteristic.

† Joan the daughter of Gilbert I. and widow of Gilbert de Clare Earl of Gloucester, married Ralph de Monthermer, a person nowise distinguished either for rank or military prowess. *Hemingford* calls him *miles simplex et segnis*; T. i. p. 224. E. Bisse, *not. in N. Upton de studio militari*, says, That he had the title of Earl of Gloucester, untill his stepson became of age, and that he then divested himself of it: "Dum adolescere privignus ejus Gilbertus de Clare, *Comitis Gloucestriae* titulo est ornatus, cumque Gilbertus annum aetatis 21 expleisset; eum exiit, et inter barones accensebatur." Bisse has given an engraving of the seal of Ralph de Monthermer, with this inscription, "S. Radulfi de Monte Hermerii, Com. Gloverniae et Hertford." Yet it seems, that, in public instruments, he was constantly styled *Ralph de Monthermer*, without any addition.

* The title of this memorable instrument in *Foedera*, T. ii. p. 978. is, "*Bulla de Rege absolvendo et juramentis et excommunicationibus super observatione Magnae Chartae et Foestae adnullandis.*"

lution, was no longer a faithful monitor, amidst the temptations of interest, ambition, and national animosities.

Many Scotsmen of considerable distinction submitted themselves to the conqueror, and were either received into his favour, or slightly punished †. Foed. ii.
1012.

Randolph, the nephew of Bruce, obtained mercy, through the intercession of Adam de Gordon, and was admitted to swear fealty to Edward. Leland, ii.
542.
Barbour,
36.

The young Earl of Marre, nephew of the first wife of Bruce, was imprisoned, "but not chained, 'in respect of his tender years *.'" This special favour vouchsafed to a child shows how closely state-prisoners were guarded at that time.

It does not appear that James the Stewart of Scotland had joined in the revolt against Edward; nevertheless, a new oath of fealty was exacted from him †. He did homage in person to the English King, [at Lanercost near Carlisle, 23d Oct. 1306.]

† As Allan Earl of Menteth, Sir Patrick de Graham, Sir William de Moray de Sandford, Sir Walter de Moray, Sir Hugh Lovel and his brother William; *Foedera*, T. ii. p. 1012.—1014. At that place there is a singular memorandum inserted, "Fait a remembrer les terres Monsieur Gilbert de la Haye pour Monsieur Hugu le Despencer;" *Foedera*, T. ii. p. 1013. These lands, it would seem, were a ministerial morsel. Malise, Earl of Strathern, accused as an accomplice in the Scottish insurrection, successfully pleaded, that he had been compelled, through fear of death, to acknowledge the sovereignty of Bruce. There is extant a long narrative drawn up by the Earl of Strathern: In it he says, "That, when he refused to do homage, Robert Boyd said to Bruce, 'Give me the lands, and put him to death, and cut off his head, and the heads of all who refuse homage to you.' [Sir Robert Boid dist a son Roÿ, que il donnast les terres, et ly meist au mort, et ly coupa la teste, et tuz les autres quy gruerent a fer homage]." *Records*, London.

* "Q'il soit hors de fers, tant come il est de si tendre age;" *Foedera*, T. ii. p. 1013.

† He swore fealty on the two crosses of Scotland most esteemed for their sanctity (called *la Croix Noyte et la Blacke*

Heming, i.
226. To conclude all, Bruce and his adherents were solemnly excommunicated. This ceremony was performed by the Cardinal Legate †, [at Carlisle, about February 1306-7.]

Barbour,
81. &c. During the winter, Bruce had remained in Rachrin, a retreat unknown to his enemies. At the approach of spring || he secretly passed over into the island of Arran. From thence he dispatched a person of confidence * into Carrick, to learn how his vassals in that territory stood affected to the cause of their ancient Lord. He enjoined the messenger, if he saw that the dispositions of the people were favourable, to make a signal at a day appointed, by lighting a fire on an eminence above the castle of Turnberry.

The messenger found the English in possession of Carrick; Percy, with a numerous garrison, at Turnberry; the country dispirited, and in thralldom; none to espouse the party of Bruce, and many whose inclinations were hostile.

Rode), on the consecrated host, on the holy gospels, and on the relics of the saints, and he submitted himself to instant excommunication in the event of his violating this complicated oath; *Foedera*, T. ii. p. 1022.

† “*Cardinalis Hispaniae—revestivit se et ceteri Episcopi qui aderant, accensisque candelis et pulsīs campanis terribiliter excommunicaverunt Dominum Robertum de Bruce, cum fautoribus suis, tanquam hominem perjurum et perturbatorem injustum communis pacis et quietis;*” *W. Hemingford*, T. i. p. 226. The person here called *the Cardinal* of Spain was Peter, a cardinal priest under the title of S. Sabinus; *Foedera*, T. ii. p. 1031.

|| Fordun says, that he had received aid from a powerful lady, Christiana of the isles; L. xii. c. 12. According to the English historians, Bruce appeared in arms about Michaelmas 1306. This, circumstance in itself improbable, is inconsistent with the narrative of Barbour.

* Barbour says, that the name of the messenger entrusted with this commission was *Cuthbert*; p. 82.

From the first dawn of the day appointed for the signal, Bruce stood with his eyes fixed on the coast of Carrick. Noon had already passed, when he perceived a fire on the eminence above Turnberry. He flew to his boat, and hastened over. Night surprised him and his associates while they were yet on the sea. Conducting themselves by the fire, they reached the shore. The messenger met them, and reported that there was no hope of aid. "Traitor," cried Bruce, "why did you make the signal?" "I made no signal," replied he; "but observing a fire on the eminence, I feared that it might deceive you, and I hastened hither to warn you from the coast."

Bruce hesitated amidst the dangers which encompassed him, what to avoid, or what to encounter. At length, obeying the dictates of valour and despair, he resolved to persevere in his enterprise †.

He attacked the English, carelessly cantoned in the neighbourhood of Turnberry, put them to the sword, and pillaged their quarters. Percey, from the castle, heard the uproar, yet durst not issue forth against an unknown enemy. Bruce, with his followers, not exceeding three hundred in number, remained for some days near Turnberry; but succours having arrived from the neighbouring garisons, he was obliged to seek shelter in the mountainous parts of Carrick.

He looked for aid from his brothers Thomas and Alexander, who had assembled a band of ad-

Barb. 91.

M. West.

456.
Heming. 1.
225.

M. West.

457.
Trivet, 346.
For. XII. 11.

† *Barbour*, p. 91. ascribes this bold resolution to the counsels of his brother, Edward Bruce, whom he represents as thus speaking :

———"I say you sickerly,
' There shall no peril that may be
' Drive me eftoons unto the sea ;
' Mine aventure here take will I,
' Whether it be easeful or angry."

venturers in Ireland and the adjacent isles. With seven hundred men they landed at Lochrian in Galloway. Duncan M'Dowal, a powerful chieftain of that country, attacked them at their landing, and totally routed their little army *, (9th February, 1306-7.) The two brothers, and Sir Reginald Crawford, were grievously wounded, and made prisoners. M'Dowal presented his bleeding prisoners to the English King at Carlisle. The King ordered them to instant execution.

Barbour;
96. 102.

While Bruce endeavoured to strengthen his party in Carrick, Douglas passed secretly into Douglasdale, and discovered himself to some of his vassals in whom he could confide. They concerted a plan for surprising the English at Douglas castle,

* *Langtoft*, vol. ii. p. 337. says, that *Mahedowal*, a sergeant of *Galwedie*, surprised them on Ash-Wednesday, as they were returning from divine worship. But *M. Westm.* p. 458. relates the event in the following manner: "Hoc itaque anno, nono die Februarii, quidam Scotus de Galvedia, Duncanus M'Doil nomine, occurrit navigio magno, repleto septingentis bellatoribus, applicantibus super terram suam, cum trecentis non multis eo amplius viris, et peremit ferè omnem exercitum, hos in acie, hos in saltu, hos in fuga; et plures submersi sunt in mari; sed hos præcipuos de interfectis in praelio obtulit Domino Regi, videlicet Makcolmi M'Kail, Domini de Kentir caput, et duorum Regulorum Hibernensium capita, Reginaldum de Crawford, et Thomam Brus milites, et Alexandrum de Brus, germanos pseudo-regis, sauciatos et semineces præsentavit." Lest there might be any doubt of Edward's severity, *M. Westm.* adds, after having given an account of the execution of the prisoners, That to this their heads bare witness, being placed on the castle and gates of Carlisle; "testimonium huic perhibent eorum capita super castellum et super portas urbis confixa;" *Barbour*, p. 65. says, that Sir Brice Blair was executed in company with Sir Reginald Crawford; but he erroneously supposes this to have happened in Scotland. *Langtoft*, vol. ii. p. 336. observes, that Alexander Bruce had been educated at Cambridge, where he made very extraordinary proficiency in literature; and adds, that he was Dean of Glasgow.

on Palm Sunday. The whole garrison went in solemn procession to a neighbouring chapel. Douglas and his vassals suddenly rushed in, and put them all to the sword. They then plundered and burnt the castle *, [19th March, 1306-7.]

1307.

The Earl of Pembroke advanced into the west of Scotland to encounter Bruce. Barbour relates, that, according to the mode of those times, the English commander and Bruce appointed a day for the combat: That Bruce entrenched himself at Lowdown-hill: That Pembroke attacked him and was defeated. But the English historians relate, that Bruce attacked Pembroke. It is certain that Bruce obtained the victory. Three days after this action, Bruce routed Ralph de Monthermer with great slaughter, and obliged him to fly to the castle of Ayr. For some time Bruce blockaded that castle; but, at the approach of succours from England, he retired.

Trivet, 346.
M. Weß.
458.
Barbour,
137.

It was at this period, according to the English historians, that the partisans of Bruce were dispersed, while he himself wandered among woods and morasses, destitute of aid, and beset with enemies on every side. Barbour, however, asserts, that this happened before the combat at Lowdown-hill *;

Barbour,
104, 156.

* Barbour, p. 98. says, That the person in whom Douglas placed his chief confidence was called *Thomas Dickson*. He adds, That about ten persons were made prisoners in the chapel, that Douglas put them all to death, and, placing their bodies in the magazine of the castle, set fire to the whole. This was termed *Douglas's larder*, in the savage pleasantry of that age. In 1306-7, Palm Sunday, the sixth Sunday of Lent, fell on the 19th of March.

* Barbour is positive that the battle of Lowdown-hill was fought on the 10th May 1307. The English historians, as Trivet, p. 346. and M. Weß. p. 458, say, that it was fought *post pascha*; this naturally implies *soon after Easter*; as, in 1307, Easter fell on the 26th of March, it would seem, that

and he minutely describes the dangers that Bruce underwent, and his many perilous escapes. It must be acknowledged, that, in the narrative of Barbour, some adventures are recorded which have a romantic, and others which have a fabulous appearance. To separate what may be true, or probable, from what is exaggerated, incredible, or false, would be a laborious task, and might lead into a longer inquiry than the nature of this work will admit.

Fördun,
xii. 14.

In this year the English burned the monastery of Paisley.

Trivet, 347.
Langtoft,
ii. 339.

The tedious indisposition of the English King had retarded his preparations for quelling the insurrection in Scotland. Edward now flattered himself that the violence of his malady was abated. As a proof of his recovery, he offered up his horse-litter in the cathedral church of Carlisle. Impatient to chastise the Scots, he mounted on horseback, and proceeded towards Solway. He was so weak that he could advance no farther than six miles in the space of four days. On the 6th of July 1307, he reached Burg on Sande, and next day expired, in sight of that country which he had devoted to destruction.

Trivet, 347.

By will, he appointed his heart to be conveyed to the Holy-land; and he settled a stipend for the maintenance of a hundred knights, who, during one year, were to perform military service in honour of the cross.

M. Weß.
458.
Froissart,
i. 27.

With his dying breath, he gave orders that his corps should accompany the army into Scotland,

the English historians supposed the battle to have been fought long before the 10th of May. *W. Hemingford*, contradicting all other writers, says, That Bruce lurked amidst moors and morasses with about 10,000 men, "*quasi cum decem millibus virorum pedestrium*," T. ii. p. 237. as if 10,000 men could have found subsistence in the deserts which are on the frontiers of Ayrshire and Galloway!

and remain without burial until that country was totally subdued *.

The dying injunctions of kings are seldom regarded. The body of Edward was deposited in the Royal sepulchre of Westminster, by his son Edward II. †. Tyrrel, iii. 179.

The young King marched into Scotland. His first act of royalty was the making a grant of the earldom of Cornwall to his favourite Piers de Gaveston, whom Edward I. had lately banished †. Foed. iii. 1.

The Earl of Pembroke was continued in the office of guardian of Scotland, and impowered to receive to mercy all the Scots, excepting those who had had a share in the slaughter of Comyn, or who had been originally engaged in the insurrection §, [28th August.] Ibid, iii. 7.

Edward II. advanced to Cumnock, on the frontiers of Ayrshire, and then returned to England. By this inglorious retreat, after such mighty preparations for a decisive campaign, he rendered Bruce and his partisans more bold, and he

* *Froissart*, T. i. c. 27. relates this circumstance in the following manner: "Quand il mourut, il fit appeler son aîné
 * fils, par devant ses Barons, et lui fit jurer sur les saints, qu'
 * aussi tost qu'il seroit trepassé, il le feroit bouillir en une
 * chaudiere, tant que la chair se departiroit des os, et apres
 * feroit mettre la chair en terre et garderoit les os, et toutes
 * les fois que les Escotois se rebelleroient contre lui, il semor-
 * droit ses gens, et porteroit avecques lui les os de son pere."

† On his tomb there was this inscription: "Edvardus
 * primus Scotorum malleus hic est. *Pactum serva.*" See
Tyrrel, vol. iii. B. 9. p. 179.

‡ This grant, soon followed by others no less extravagant, impolitic and odious, is dated at Dumfries 6th August 1307.

§ "Qu'il ne furent mie conseillantz ne assistantz au com-
 * passément de ceste darreine guerre en Escosse." [at Cum-
 * nock 28th August 1307;] *Foedera*, T. iii. p. 7.

disheartened all in Scotland who favoured the English cause.

Foedera,
iii. 10. He had declared Pembroke guardian of Scotland; yet, within a fortnight after he conferred that office on John de Bretagne, Earl of Richmond*, [13th September.]

Ibid. 14. As soon as the English King had retreated, Bruce invaded Galloway. He commanded the inhabitants to repair to his standard; and, on their refusal, wasted the country with fire and sword†. Edward ordered the guardian to march against him. Bruce was put to flight‡.

Fordun,
xii. 13. Bruce retired into the north of Scotland, and, without opposition, over-ran the country. Returning southwards, he was encountered by John Comyn, Earl of Buchan, with a tumultuary body of English, and of Scots who adhered to the English interest. At the first approach of the enemy, the troops of Buchan fled, [25th December.]

* He was taken bound to maintain 60 men at arms in his household, and for this he was to have an allowance of ten marks daily; *Foedera*, T. iii. p. 10.

† John de St John appears at this time to have commanded the English troops in Galloway. Mention is also made of "*Donegal*, &c. et tota communitas majorum et hominum Gallowayiae," as being faithful to England; *Foedera*, T. iii. p. 14. I suppose that *Donegal* or *Donegan*, is the same with the *M'Doil* or *M'Dowal*, who had lately defeated the brothers of the Scottish King. Edward II. thus describes the invasion of Galloway by Bruce: "Robertus de Brus, et complices sui, inimici et rebelles nostri, ad easdem partes Gallowayiae jam venerunt, ibidem roborias, homicidia, depredationes, incendia, et alia damna quamplurima perpetrantes, necnon et homines partium illarum et partium adjacentium contra nos insurgere procurantes et compellentes." *Ibid.*

‡ The evidence of this fact rests on the authority of the *Chronicle of Lanercost*, quoted by Tyrrell, vol. iii. p. 225. *Abercrombie*, vol. i. p. 583. seems to question the truth of it; and yet, unless it is supposed to be true, it will be difficult to account for the march of Bruce into the north.

About this time a grievous distemper began to ^{For. xii. 16.} consume the strength of Bruce, and gradually to enfeeble his active spirit, so that there remained no hope of his recovery §.

1308.

The Earl of Buchan, with Moubray, an English commander, assembled a numerous body of troops, ^{Ibid. 17.} eager to efface the dishonour of the former year. Not far from Inverury, in Aberdeenshire, the armies met. Bruce requested that he might be lifted from his couch, and placed on horseback. Too feeble to support himself, he was led up on each side. He led on his companions, charged and discomfited the enemy, and pursued them for many miles with great slaughter *, [22d May.] It is a ^{Barb. 177.} traditionary report, that, by the agitation of his spirits on that day, he was restored to health. "The insults of those men," said he, "have wrought my cure †."

After the manner of that fierce age, Bruce took ^{For. xii. 17.} revenge on the Earl of Buchan, by wasting his territory †. It was, probably, about this time that

§ "Rex fame, frigore, et infirmitate depressus;" *For. dun*, L. xii. c. 16. It is probable that his disease was of a scorbutic nature. Ever since the unfortunate action at Methven, in summer 1306, he had been exposed to the vicissitudes of the seasons, and had endured all kinds of hardships.

* On the feast of the Ascension, which fell that year on the 22d May.

† *Barbour*, p. 177. thus relates the expression which the King used:

"Yes, said the King, withoutten weer
 'Thair boast has maid me haill and feer,
 'For should no medicine so soon
 'Have cured me, as they have done."

‡ *Barbour*, speaks feelingly of the ravages committed in Buchan.—

"After that well fifty year
 'Men meened the heirship of Buchan."

It is probable that *Barbour* here described what fell under his own observation.

the citizens of Aberdeen, and other partizans of Bruce, stormed the castle of Aberdeen, slew the English garrison, and razed the fortifications. The English, in the neighbourhood, marched against Aberdeen. While they were on their march, the loyal citizens encountered and overthrew them. All the prisoners taken in this conflict were put to death *.

* This story is related by Boece, *Aberdonensium Episcoporum vitæ*, fol. 6. a. b. He says, "*Placuit victoribus, quos captos habebant ad terrorem extra oppidum furcæ suspendere : Sed vetere Canonici, utque ut caesorum corpora ad posticam templi Divi Nicolai terra conderentur—obtinuerunt, ubi eorum ossa cum titulis in rei monumentum adhuc cernuntur.*" The canons of Aberdeen endeavoured to save the lives of prisoners, whose chief offence was, that they had Edward I. for their sovereign. Amidst the loud calls for bloody reprisals, the voice of religion and humanity was not heard. The Canons, however, obtained a place of sepulture for the slaughtered prisoners; perhaps not honourable, yet still in consecrated ground.—The excellence of their charity must be estimated by the notions of the age in which they lived.

Boece relates, that, in his days, the bones of the Englishmen, with inscriptions in memory of their death, were still to be seen.—I purposely omit some singular traditions concerning the slaughter of the English prisoners, because they are not sufficiently authenticated.

But there is one circumstance which I must not omit. In 1580, James VI. revoked a grant of a fishing in the mouth of the river of Don, which had been made to George Auchinleck of Balmanno. In this revocation, a grant by Robert I. to the borough of Aberdeen, is thus recited : That, whereas, *his Highness progenitor, King Robert of good memory, who rests with God, sometime being within the said burgh, perceiving the barrenness and sterility of the country where the said burgh is situated, and the great Honesty thereof, together with the fervent love shewn by them to his Highness, and his progenitors, then, and at all times of before; considering also their bauld manheid in the recovering and destroying of the strong castel bigget and maintained there by the Englishmen, sometime for daunting and suppressing of the town and country, upon these respects, doth the said burgh, and commony thereof, of his bountifull liberality and clemency, with certain commodities, liberties, and im-*

At this dawn of prosperous fortune, many Scots, who had hitherto adhered to the English interest,

munities, for the aid and support of the same ; and, namely, with an piece of ground called the Stocket adjacent to the burgh, and the salmon fishings of the same burgh upon the waters of Dee and Don, for yearly payment to his Grace, and his successors, of 320 merks usual money of this realme, in name of sen-farm, &c.

One would naturally suppose, that the substance, at least, of this preamble, was to be found in the grant by Robert Bruce to the borough of Aberdeen.

Robert Bruce granted to the borough of Aberdeen, *curam et custodiam totius forrestae de Stokett salvis nobis viridi et venatione tantum*, [Dundee 24th October, 8th year of his reign.]

The same King made a grant to the borough of Aberdeen of the *Stocket* in property. Its tenor is, " Robertus, Dei gratia, Rex Scotorum, omnibus probis hominibus, totius terrae suae, salutem : Sciatis, nos, de consilio et ordinatione proborum regni nostri, concessisse, et *ad feodofirmam* assedasse, ac praesenti carta nostra confirmasse burgensibus nostris, et communitati burgi nostri de Aberdene, burgum nostrum de Aberdene praedictum, et forrestam nostram *del Stocket*, cum pertinentiis. Tenend. et habend. praedictis burgensibus et communitati, eorum haeredibus et successoribus, in perpetuum, de nobis, et haeredibus nostris, in feodo et haereditarie, et in libero burgagio, per omnes rectas metas et divisas suas, cum molendinis, aquis, piscariis———custumis, toloneis, curiis, ponderibus, mensuris, et cum omnibus aliis libertatibus, commoditatibus, assamentis, consuetudinibus, et justis pertinentiis suis, ad assedationem dictorum burgi et forrestae de jure et consuetudine spectantibus, vel spectare valentibus, in futurum : Reddendo inde nobis, annuatim, et haeredibus nostris, dicti burgum, eorum haeredes et successores, ut supra dictum est, *ducentas et tresdecem libras sex solid. et octo. denar. Sterling.* [L. 213 : 6 : 8 Sterl.] tent. in cameram nostram, ad duos anni terminos, videlicet, medietatem ad fest. Pentecostes, et aliam medietatem ad fest. Sancti Martini in hyeme ; pro omni alio servicio, exactione, consuetudine, seu demanda ; volumus etiam et concedimus, quod dicti burgum nostrum haeredes et successores eorundem, liberè, et sine impedimento quocunque, in campis, moris, et aliis quibuscunque locis dictae forrestae, extra boscum *del Stocket* praedicto burgo de Aberdene, proximè adjacentem, possint omnimodam culturam facere, mansiones et aedificia constituere, focalia fodere, ac alias quascunque commoditates exercere, pacificè et ordinariè prout melius viderint expedire ; salvo tantum nobis et haer-

ranged themselves under the standard of Bruce. Among them Sir David de Brechin is mentioned §.
 For.xii. 18. Meanwhile, Edward Bruce, the King's brother, invaded Galloway. He defeated the inhabitants of that country near the river of Dee, [29th June.]
 Barbour, 189. John de St John, with 1500 horsemen, had advanced to oppose the inroad of the Scots. By a forced march he endeavoured to surprise them; but timely intelligence of his motions was received.

edibus nostris viridi [one word illegible] arborum in praedicto bosco, et venatione similiter, si in eadem foresta casualiter invenitur. Concessimus etiam eidem burgo nostro, burgensibus et communitati, ejusdem haeredibus, et successoribus suis, quod pullus justiciarius forestae, aut aliquis alius regni nostri, cujuscunque conditionis fuerit, sive status, super custodia praesentis concessionis, et infeodationis jure, vel super defect. [some words illegible,] aut contradictionem habeant, nisi tantum Camerarius noster, qui pro tempore fuerit, ita tamen quod quisque ex hujusmodi defectibus, aut si destructor viridis, aut venationis, in dicta foresta legaliter convictus fuerit, poenam hujusmodi criminis supportet in ipsa persona, et nullis aliis, principali tamen concessione et infeodatione nostra in suo robore [firmiter] et perpetuo permanente. In cujus rei testimonium praesentibus sigillum nostrum praecipimus apponi. Testibus Willelmo, et Willelmo, Sancti Andreae et Donkeldae, episcopis, Bernardo Abbate de Aberbrothock, Cancellario nostro; [Thoma] Ranulphi, Comite Morav. et Domino Vallis Anandiae, et Manniae; Roberto de Keith, Marescallo nostro; Gilberto de Haya, Constabulario nostro; Alexandro Fraser, Camerario nostro, militibus. Apud Berwicum super Twed, decimo die Decembris, anno regni nostri quarto decimo. [*Archives borough of Aberdeen.*] In this grant, although abundantly verbose, there is no mention of the circumstances which the preamble of the revocation by James VI. recites.

§ From a circular letter addressed by Edward II. to the Scottish Barons, it appears, that on the 20th May 1308, the following persons were understood to be faithful to the English interest, David Earl of Athole, William Earl of Ross, and Hugh his son, Patrick Earl of Dunbar, and Patrick his son, *David de Brechin*, David de Graham, Reginald de Cheyne, Robert de Keith, Henry de St Clair, John de Kingston, Adam de Swinburn, and Henry de Haliburton; *Foedera*, T. iii. p. 81.

The courage of Edward Bruce, approaching to temerity, frequently enabled him to achieve what men of more judicious valour would never have attempted. He ordered the infantry, and the meaner sort of his army, to entrench themselves in strong narrow ground. He himself, with fifty horsemen, well harneſſed, iſſued forth under cover of a thick miſt, ſurpriſed the Engliſh on their march, attacked and diſperſed them *.

Having thus overthrown his enemies, Edward Bruce aſſailed the various ſtrengths of Galloway, expelled the Engliſh gariſons, and at length ſubdued the whole country †.

It was probably about this time that Douglas, while roving about the mountainous parts of Tweeddale, ſurpriſed and made priſoners Alexander Stewart of Bonkil, and Thomas Randolph the King's nephew ‡.

Douglas conducted Randolph to the King of Scots. "Nephew," ſaid the King, "you have been 'an apoſtate for a ſeaſon; you muſt now be reconciled." Randolph fiercely answered, "You

* Sir Allan de Cathcart, the companion of Edward Bruce, related the particulars of this expedition to Barbour: "He was a knight," ſays Barbour, "worthy, brave, and courteous." It is pleaſing to trace a family likenefs in an ancient portrait.

† In an old monkish rhyme preſerved by Fordun, l. xii. c. 17. it is ſaid,

"*Infula combuſta, ſemper Scotis inimica.*"

By *Infula* I underſtand interior Galloway, or that part of the country which lies next to Ireland.

‡ Barbour ſays "at the water of *Line*." This I underſtand to be the ſtream which, paſſing near Kirkurd, falls into the Tweed above Peebles. Douglas approaching a houſe in the moor-lands, heard ſome one ſay, "The D—;" hence he concluded that there were ſtrangers in that houſe; He found in it Stewart, Randolph, and Adam de Gordon: The laſt made his eſcape, the others were made priſoners; Barbour, p. 192. 193.

‘ require penance of *me*, yourself rather ought to
 ‘ do penance. Since you challenged the King of
 ‘ England to war, you ought to have asserted your
 ‘ title in the open field, and not to have betaken
 ‘ yourself to cowardly ambuscades.” The King
 calmly replied, “ *That* may be hereafter, and per-
 ‘ chance ’ere long : Meanwhile, it is fitting that
 ‘ your proud words receive due chastisement ; and
 ‘ that you be taught to know my right and your
 ‘ own duty.” Having thus spoken, he ordered
 his nephew into close confinement.

Barbour,
194. *Ec.*

The King was now able to take vengeance on the Lord of Lorn, who, after the discomfiture at Methven, had reduced him to such extremity of danger. He invaded Lorn, and arrived at a narrow pass, having a high mountain on the one side, and a precipice washed by the sea on the other *. *There* the troops of Lorn lay in ambush. Bruce ordered Douglas to make a circuit, and gain the summit of the mountain. He himself, with the rest of his army, entered the pass : they were instantly assailed. Douglas, from the superior ground, discharged a shower of arrows, rushed down sword in hand, and overthrew the enemy. John, the son of Alexander de Argyle, Lord of Lorn, who had conducted this unsuccessful ambush, from his galley was spectator of the discomfiture of his people †, (about 23d August.)

* Barbour, p. 195. calls the mountain *Crethinben*.

† At this place, Barbour has introduced a generous sentiment :

“ To John of Lorn it should displease
 ‘ I trow, when he his men might see
 ‘ Be slain and chased in the hill
 ‘ That he might set no help theretil.
 ‘ But it angers as greatly
 ‘ To good hearts that are worthy,
 ‘ To see their foes fulfill their will
 ‘ As to themselves to tholl the ill.”

Robert spoiled the country, and took the castle of Dunstaffnage, the chief residence of this too independent Lord. Lorn and his son were permitted to depart with their ships *. Barb. 191.
For. xii. 18.

While Bruce and his associates thus exerted themselves in wresting Scotland from the English, every thing was feeble and fluctuating in the councils of their enemies.

Edward II. fondly imagined that he might reconcile the Scots to the English government by the mediation of William de Lambyrton, Bishop of St Andrews. This turbulent, though timid ecclesiastic, after having been conveyed from prison to prison, at length made submissions which procured his enlargement, then his full liberty, and presently the confidence of Edward. Foedera,
iii. 82.

William de Lambyrton took a most solemn oath Ibid. 98. to be the faithful liege-man of England; and, with the zeal of a new convert, engaged to publish the sentence of excommunication against Bruce and all his adherents †, [11th August.]

* *Barbour*, p. 48. says, That Alexander of Argyle, Lord of Lorn, submitted himself to Bruce; but that his son John retreated to his ships. I follow the narrative of *Fordun*, L. xii. c. 18. who says, That Alexander of Argyle retired into England, where he soon after died.

† Edward made an allowance to him of L. 100 yearly out of the revenues of the see of St Andrew's, (20th May 1308), *Foedera*, T. iii. p. 80. John de Moubray, Alexander de Abernethy, Robert de Keith, Adam de Gordon, and Henry de Haliburton, became sureties for his good behaviour. Edward permitted him to be a prisoner at large, within the county of Northampton; *Foedera*, T. iii. p. 82. He informed the Pope that he had set the Bishop of St Andrew's at liberty. "He has been well advised," said Edward, "to make his submissions in the most ample manner, and I no longer apprehend any bad offices from him;" (23d July 1308), *Foedera*, T. iii. p. 98. The Bishop took the oath of fidelity to Edward "super corpus Domini sacra-

Foed. iii.
94. 160.
161. 175.
195. 203.

The measures of Edward varied from day to day. This is visible from the frequent changes which he made in the government of Scotland. The Earl of Richmond was removed from the office of guardian, and Robert de Umfraville, Earl of Angus, and William de Ros de Hamelake, were appointed joint guardians. To them Henry de Beaumont was added: But, within four days, a commission was issued, appointing Robert de Clifford sole guardian, and another appointing Robert de Umfraville sole guardian, because the King knew not which of the two would accept of the office. It appears that Clifford accepted, and was constituted sole guardian. After an interval of about three weeks, Gilbert de Clare, Earl of Gloucester, was named captain-general in Scotland; Clifford was again named guardian, and soon after was succeeded by John de Segrave *.

‘tum et crucem *Gnaith* ;’ (11th August 1308). *Foedera*, T. iii. p. 98. He was one of the English commissioners for negotiating a treaty with Scotland; [18th February 1309–10.] *Foedera*, T. iii. p. 201. Edward informed the Pope, That he expected much aid from the exhortations of the Bishop of St Andrew’s, in whom the Scots had especial confidence; (24th July 1311,) *Foedera*, T. iii. p. 274. To the same purpose he wrote 7th March 1311–12, and 11th July 1312; *Foedera*, T. iii. p. 308. 332.

* Robert de Umfraville Earl of Angus, and William de Ros de Hamelake, were appointed joint guardians, 21st June 1308; *Foedera*, T. iii. p. 94. Henry de Beaumont was added to the commission, 16th August 1309; *Foedera*, T. iii. p. 160. Robert de Umfraville Earl of Angus, and Robert de Clifford, had each of them a commission to be sole guardian, 20th August 1309; *Foedera*, T. iii. p. 161. because the King knew not “quis eorum custodiam illam admittere debeat.” Gilbert de Clare Earl of Gloucester was appointed Captain General in Scotland, 14th September 1309; *Foedera*, T. iii. p. 175. Robert de Clifford was again appointed guardian, 15th December 1309; *Foedera*, T. iii. p. 195. John de Segrave succeeded him, 10th March 1309–10; *Foedera*, T. iii. p. 203.

Philip King of France endeavoured to prothote a reconciliation between Edward II. and Bruce: Foedera,
iii. 127. With the permission of Edward, he sent a special messenger, Oliver des Roches, to treat with Bruce and the Bishop of St Andrews. The situation of that prelate was singular: After having renewed his fealty to Edward, he appears to have returned to Scotland, and to have had confidential intercourse with Bruce, [4th March 1308-9.]

1309.

Through the mediation of the King of France, Ibid. 147. Edward consented to a truce with the Scots.— Edward charged the Scots as guilty of a violation of the truce*, and summoned his barons to meet him in arms at Newcastle, on the 29th September, in order to march against the enemy.

Still, however, inclining to pacific measures, he Ib. 150, 163. authorised Richard de Burgh, Earl of Ulster, to treat with Bruce, (2d and 21st August.) The commissioners appointed by Bruce for conducting this treaty, were Sir John de Menteth, and Sir Nigel Campbell.

The Sieur de Varennes, the French ambassador Ibid. 150. at the English court, acted a treacherous part. He openly sent a letter to Bruce, under the title of *Earl of Carrick*; but, in secret, he entrusted the bearer with other dispatches; addressed to *the King of Scots*. Edward having intercepted the dispatches, transmitted them to Philip King of France; for he either believed, or affected to believe, that Philip had not authorised the duplicity of his ambassador, (2d August.)

Philip sent his brother Lewis, Count de Evreux, Ibid. 192. and Peter Guy, Bishop of Soissons, ambassadors to

* Edward, however, in an instrument 29th November 1309, *Foedera*, T. iii. p. 192. candidly acknowledged that the infringement of the truce was reciprocal; but it was not judged expedient to acknowledge this in a deed of a public nature.

the English King, and again solicited a truce with Scotland. Edward impowered Robert de Umfraville, and three others, to negotiate and conclude the truce; but, at the same time, he declared that he did this "at the request of Philip, as his dearest father and friend, but who was in no sort to be considered as the ally of the people of Scotland †, (29th November.)"

Foedera,
iii. 193. This negociation was soon interrupted. Bruce laid siege to the castle of Rutherglen in Clydesdale: Edward sent his nephew, the young Earl of Gloucester, to raise the siege *, [3d December.]

Ibid. 201. The treaty was renewed. Edward appointed commissioners for that purpose. The Bishop of St Andrews was one of the number, [16th Feb. 1309-10.] It appears that the truce was concluded, but that the Scots disregarded it. The clergy of Scotland, assembled in a provincial council, issued a declaration to all the faithful, bearing, that the Scottish nation, seeing the kingdom betrayed and enslaved, had assumed Robert Bruce for their Sovereign; and that the clergy had willingly done homage to him in that character, [at Dundee 24th February.]

Anderson,
Independ.
App.No.12

† "Come de nostre tres chere pere [father-in-law] et ami, et come a celui que de riens ne se tient d'estre alyes as gentz d'Escoffe."—The other commissioners for concluding the truce were, John de Crombwell, [Cromwell], John Wogan, and John de Benstede. It was specially provided that nothing done should be valid, unless consented to by Wogan and Benstede; *Foedera*, T. iii. p. 192.

* Historians are silent as to this event; but, it is probable, that the siege was raised; for according to our writers, Edward II. in the following year, penetrated to Renfrew. Had Rutherglen been in the possession of the Scots, it is not to be supposed that Renfrew would have remained under the English dominion, or that Edward would have directed his march thither. Rutherglen appears to have been won from the English in 1313. See *Barbour*, p. 120.

In this year, James, the Stewart of Scotland, *For. xii. 18.* died, [16th July 1309.]

1310.

The progress of Bruce now became alarming. *Foedera, iii. 20.* Perth, where John Fitz Marmaduke commanded, was threatened by the Scots. Edward made preparations to secure that important post, and he appointed a fleet to sail to the Tay †.

He named the Earl of Ulster to the command *ibid. 213.* of a body of troops which was to assemble at Dublin, and from thence to invade Scotland.

He commanded his barons to meet him in arms *Foedera, iii. 223.* at Berwick; but the English nobility, disgusted at *Fordun, xii. 18.* the government of Edward, and of his favourite Gaveston, repaired unwillingly and slowly to the royal standard.

The season was now far advanced. Edward *Foedera, iii. 223.* countermanded the troops which were to have invaded Scotland under the Earl of Ulster: But, although he relinquished one part of his plan, he resolved to execute the other. Towards the end of September he invaded Scotland. Quitting the common tract, he marched his army by a route *Foed. iii. 225—230.* which would have proved exceedingly hazardous, *Fordun, xii. 18.* had there been any enemies to oppose him. He passed from Rokesburgh, through the forest of Selkirk, to Biggar; from thence, it is said, that he penetrated to Renfrew. Without making any abode in those parts, he turned back by the way of Linlithgow, and retreated to Berwick. After this

† At this time, Alexander de Abernethy was appointed warden of the country between the Forth and the mountains of Scotland, 15th June; *Foedera, T. iii. p. 211.* John de Cauton was appointed Admiral of the fleet for the succour of Perth, 15th June; *Foedera, T. iii. p. 211.* but his command was soon after conferred on Simon de Montague, 6th August; *Foedera, T. iii. p. 223.* John de Argyle, or Lorn, was at this time in the service of England, and had his station on the west seas; *Foedera, T. iii. p. 223.*

Foedera, iii. 274. ill-concerted and fruitless expedition, he remained inactive at Berwick for eight months *.

Ibid. 283. During this invasion Bruce avoided to encounter the English †. He recollected the disasters at Dunbar and Falkirk, where the Scots, instead of protracting the war, hazarded the fate of the nation on a single battle. He also knew that an invasion undertaken in autumn would ruin the heavy armed cavalry, on which the English placed their chief confidence. At that time there was a famine in Scotland incredibly grievous ‡. This national calamity may be said to have fought for Bruce. It must have embarrassed and retarded the motions of an army in that age, when magazines and the other resources of modern war were unknown.

Neither is it improbable that Bruce might have had secret well-wishers in the camp of the enemy, and have received intelligence from them of the discontents which prevailed among the English nobility, more eager to destroy Gavelston, than to recover Scotland.

* Edward was at Rokesburgh 20th September 1310; *Foedera*, T. iii. p. 225. at Biggar, 1st and 6th October, *ib.* p. 226, 227. *Fordun*, L. xii. c. 18. says, that Edward proceeded as far as Renfrew. But he certainly did not halt there: For he was at Linlithgow on the 13th October. There he remained till the 25th; *Foedera*, T. iii. p. 228. He appears to have returned to Berwick before the 10th November; *ib.* p. 230. He continued at Berwick until 24th July 1311; *ib.* p. 274.

† Of this Edward made a boast to the Pope. "R. de Brus et sui complices, dum prius in partibus Scotiae ad eorum rebellionem reprimendam fuimus, in abditis latitabant, *ad instar vulpium*;" *Foedera*, T. iii. p. 283.

‡ "Propter guerrarum discrimina tanta erat panis inopia, et victualium charistia in Scotia, quod in plerisque locis, impellente famis necessitate, multi carnibus equorum et aliorum pecorum immundorum vescabantur;" *Fordun*, L. xii. c. 18. The English historians mention a great dearth in England at that period; *Trivet, continuatio*, p. 8,

Certain it is, that, on his arrival at Berwick, Edward learnt that many of his English subjects had supplied the Scots with provisions, arms, and horses. By proclamation, under the pains of forfeiture, he prohibited this abuse. As England was not at that time a commercial nation, it may be conjectured, that the persons who supplied their enemies with military stores, and exposed their countrymen to the miseries of war, were not so much actuated with the desire of gain, as with the spirit of thwarting an odious administration.

Foedera,
iii. 233.

The King of Scots projected a winter invasion of the isle of Man*. He had partisans in that quarter, who infested the coasts of England. Edward, however, took measures for repressing those piratical incursions, and secured the island from invasion.

Ibid. 238.

1311.

About this time the castle of Linlithgow was surprised by the stratagem of a poor peasant, one William Binnock. The English garrison, dreading no enemy, kept a slight guard. Binnock engaged eight resolute men in his enterprise. He concealed them in a load of hay, which he had been employed to drive into the castle. As soon as the gate was opened to let in the carriage, the conspirators sprung from their concealment, mastered the guard, and possessed themselves of the place.

Barbour,
199.

* During the disputed succession, Sir William Montacute, said to be descended from the ancient Kings of Man, expelled the Scots. He mortgaged the island to Anthony Beck, Bishop of Durham. Edward I. granted it to the Bishop for his life. On the death of that Bishop, Edward II. bestowed the island on his favourite Gaveston, and, after his demise, on Henry de Beaumont, "with all the demesne and royal jurisdiction thereto belonging;" *Cambden*, *Britannia*, p. 1060. At this time [1310,] the Bishop of Durham had possession and governed the island by his Steward [Senescallus] Gilbert M'Askil; *Foedera*, T. iii. p. 238.

Robert dismantled the castle of Linlithgow, and the other castles which he won in the course of the war. This was one of the favourite maxims of his policy *. He saw that the English, by means of castles judiciously placed, had maintained themselves in Scotland with little aid from their sovereign. And, perhaps, he apprehended, that, when the country came to be settled in peace, the possession of castles might render his own barons no less formidable to the crown, than the English garrisons had been to the nation.

Edward projecting a second expedition into Scotland, ordered his army to rendezvous at Rokeburgh. This rendezvous, however, did not take place.

Bruce had so well established his authority throughout his own dominions, that he now resolved to invade England. He led his army into the bishoprick of Durham, and ravaged the country with that cruelty and licentiousness which disgrace the character of a brave man †. Yet it

* The maxims [or political testament] of Robert Bruce are preserved in old Scottish metre. See *Fordun*, L. xii. c. 10. They are curious, and not difficult to be understood.—

“ On fut fuld be all Scottis weire
 ‘ Be hyll and moffe thaimself to weire,
 ‘ *Let wud for wallis be bow and speire*
 ‘ That innymeis do thaim na dreire;
 ‘ In strait placis gar keip all floire,
 ‘ And byrn the planen land thaim befoire;
 ‘ Thanen fall they pass away in haist
 ‘ Quhen that they find naithing bot waist,
 ‘ With wyllis and waikenen of the nicht
 ‘ And mekill noyes maid on hycht,
 ‘ Thanen fall they turnen with gret affrai,
 ‘ As they were chafit with sward away.
 ‘ This is the counfall and intent
 ‘ Of gud King Robert’s testament.”

† Edward II. in a letter to the Pope, 17th October 1311, *Foedera*, T. iii. p. 284. thus describes the inroad of Bruce:

is not strange, that, in a fierce age, one who had seen the ruin of his private fortunes, the captivity of his wife and only child, and the tortures and execution of his dearest relations and tried friends, should have thus satiated his revenge. He led back his army into Scotland, loaded with spoil.

At his return Bruce laid siege to Perth. The conditions which he offered to the garrison were scornfully rejected. After having lain before the town for six weeks, he raised the siege; but in a few days, he provided scaling ladders, and, with a chosen body of infantry, approached the works. The night was dark, and favoured his enterprise. The King himself carried a ladder, and was the foremost to enter the ditch †. There chanced to be present a French gentleman, who, when he saw the King pass on, exclaimed, "What shall we say of our French Lords, who spend their days in good cheer and jollity, while so worthy a knight hazards his life to win a miserable ham-

Barbour,]
180.
Ford. xii.
18.

"Robertus et sui complices—Regnum nostrum Angliæ hostiliter ingressi, in diversis partibus Marchiæ ejusdem regni, et præcipue in Episcopatu Dunelmensi, rapinas, deprædationes, incendia, et homicidia perpetrarunt, ætati vel sexui innocenti, aut immunitati ecclesiasticæ libertatis, pro dolor! non parcentes." *Fordun*, L. xii. c. 18. relates the same event, although in another style: "Angliam intravit, ipsam devastando, prædas innumeras abducendo, et ingen-tem stragem igne et ferro inferendo. Sicque Dei virtute gens Anglorum perfida, quæ multos injuste spoliaverat et cruciaverat, jam justo Dei judicio diris subjicitur flagellis."

† *Barbour* says, p. 182. that when the King passed the ditch at Perth, in order to scale the walls, *the water stood to his throat*. This shews that Bruce was not of a stature beyond that of other men. If he had been much taller than his soldiers, the water *which stood to his throat* must have drowned them.

‘let *?’ Saying this, with the gay valour which has always distinguished the French nobility, he threw himself into the water, followed the King, and shared his danger and his glory. The Scots, animated by the example of their prince, scaled the walls †. The town was taken, plundered, and burnt, and the works levelled, [8th January 1311-12.]

* The words of *Barbour*, p. 182. are these :

“ That time was in his company
 ‘ A knight of France, wight and hardy,
 ‘ And when he in the water saw
 ‘ The King pass so, and with him ta
 ‘ His ladder unabashedly,
 ‘ He sained him for the ferly,
 ‘ And said, O Lord ! what shall we say
 ‘ Of our Lordis of France, that ay
 ‘ With good morsels farces their paunch,
 ‘ And will but eat and drink and daunce,
 ‘ When sik a knight, and so worthy
 ‘ As this, through his great chivalry,
 ‘ Into sik peril has him set
 ‘ To win a wretched hamilet ?”

† *Barbour* says, That the King was *the second man that took the wall*. This little circumstance adds much to the credibility of *Barbour*’s narrative. A writer of romance would have represented the King as the *first*. From the manner in which *Barbour* relates the story, it seems probable that the gallant Frenchman first entered the town. I could not, however, venture to affirm this, though it would have adorned the narrative. One William Oliphant commanded in Perth at this time; *Fordun*, L. xii. c. 18. It is not certain whether he was the same person who so resolutely defended Stirling castle against Edward I. This much is certain, that Oliphant, the governor of Stirling castle, was set at liberty by Edward II. on finding sureties for his fidelity to England; [24th May 1308.] *Foedera*, T. iii. p. 82. At the same time, and on like conditions, the Earl of Strathern was set at liberty; *Ibid*. *Barbour* mentions the Earl of Strathern as being with the English garrison at Perth when the town was stormed. He adds, that the Earl’s son fought under the banners of the King of Scots, and made his father a prisoner, p. 183.

Edward again attempted to make a truce with the Scots. For this purpose he gave ample powers to David Earl of Athole, and five others, [at Berwick 26th January 1311-12]. Foed. iii.
300.

At this time his mode of policy was to attach to his interest those among the Scottish nobility who had hitherto favoured the cause of England. With this view he granted two manors to the Earl of Athole, [8th February 1311-12]. Ibid. 303.

William Sinclair, Bishop-elect of Dunkeld, had been the enemy of England, and on that account Edward had opposed his election. Edward now solicited the Pope in his favour. This he did at the request of Henry de St Clair, the Bishop's brother, who had continued faithful to the English interest, [8th February 1311-12]. Ibid. 303.

1312.

The King of Scots invaded England, burnt great part of the city of Durham, and threatened to besiege Berwick. Edward fixed his residence *there*, to repress the incursions of the Scots, as he pretended; but, in truth, because he dreaded the machinations of his own barons, and judged himself insecure in the south. Ibid. 313.
Ford. xii.
19.

In the course of this year, the King of Scots assaulted and took the castles of Butel*, Dumfries, and Dalswinton, with many other fortresses. Ford. xii.
19.

The castle of Rokesburgh, a post of the utmost importance, had been committed by Edward to the charge of Gillem de Fiennes, a knight of Burgundy. While the English garrison was revelling on the eve of Lent†, Douglas scaled the Ford. xii.
19.
Barbour,
205.
Leland. ii.
546.

* *Fordun*; L. xii. c. 19. calls it "castrum de *Botha*," or "de Buthe." I imagine that some castle in Galloway is here meant, rather than Rothsay in the island of Bute; probably the castle of *Butel* in Galloway, belonging to the Balliol family.

† Boece's description of the revels of *Shrove Tuesday* is lively and judicious; "quum omnes homines, metu abstinen-

castle. Simon of Leadhouse, who had constructed the scaling-ladders, was the first to mount the wall. The garrison retreated to the inner tower. De Fiennes received a mortal wound, and his soldiers capitulated, [6th and 7th March 1312-13.]

Randolph having been received into favour by his uncle the King of Scots, eminently distinguished himself in the common cause. Barbour, who probably had seen Randolph, thus describes him :
 “ He was of comely stature, broad visaged, and
 ‘ of a countenance fair and pleasant; the friend
 ‘ of brave men, loyal, just, and munificent.”
 Barbour adds, “ That he was jovial and amorous,
 ‘ and altogether made up of virtue †.”

Barbour,
420.

Leland, ii.
546.
Barbour,
205.

The castle of Edinburgh had for governor, Piers Leland, a knight of Gascony. Randolph blockaded it so closely, that all communication with the adjacent country was cut off. The garrison, suspecting the fidelity of Leland, thrust him into a dungeon, and chose another commander in his stead.

Barbour,
211.—219.
Ford. xii.
19.

Matters were in this state, when one William Frank presented himself to Randolph, and offered to shew him how the walls of the castle might be scaled. This man, while young, had resided in the castle, and having an amorous intrigue in the neighbourhood, had been wont to descend the wall during the night, by means of a ladder of

‘ tiae instantis, vino libidinibusque indulgent;” L. xiv. fol. 301. a.

† The words of *Barbour*, p. 204. are these :

“ In company solacious,
 ‘ And therewith blyth and amorous—
 ‘ And if that I the sooth fall say,
 ‘ He was fulfilled of bountie,
 ‘ Als of virtues all made was he.”

This portrait, drawn by a grave ecclesiastic, is of a singular style, yet it has great appearance of truth.

ropes, and through a steep and intricate path to arrive at the foot of the rock. The road, although amidst perilous precipices, had become familiar to him, and he still retained a perfect remembrance of it. Randolph, with thirty men, undertook the enterprise of scaling the castle at midnight. Frank was their guide, and the first who ascended the scaling ladder *. Before the whole party could reach the summit of the wall, the alarm was given, the garrison ran to arms, and a desperate combat ensued; but their governor having been slain, the English yielded, (14th March, 1312-13.)

Leland †, the former governor, being released from his imprisonment, entered into the service of the Scottish nation.

Barbour,
219.
Leland, ii.
546.

1313.

The number of Bruce's partisans increased with his successes. The Earl of Athole, who had lately obtained a grant of lands from the King of England, revolted to the Scots.

Foedera,
iii. 404

Through the mediation of France the conferences for a truce with the Scots were renewed, (17th May 1313.)

Foedera,
iii. 411.

This, however, did not retard the military enterprises of the Scots. They invaded Cumberland, and wasted the country. The people of Cumber-

Ibid. 416.

* Sir Andrew Gray followed him: Randolph himself was the third that mounted the ladder; *Barbour*, p. 215.

† *Barbour* calls him *Piers Lombard*. But Leland, the antiquary, has preserved his name, *Collesanea*, vol. ii. p. 546. On the margin he gives him the appellation of *Petrus Lelandius, Vicount of Edinburgh*, and adds, that "Brus, after, furnished treason upon hym, because he thought that he had an English hart, and made him to be hangit and drawn." His name was probably *Peter Luband*. In *Roll. Rob.* I. No. 63-64. there are grants of the lands of Garmilton and Elwyrston, "quae fuerunt quondam *Petr. Luband*, militis, in caria nostra de prodicione erga nostram regiam dignitatem auper convicti."

land demanded succour from Edward. He being just about to depart into France, extolled their fidelity, and desired them to defend themselves until his return, (23d May.)

Chr. Mar. The invasion of Cumberland appears to have
ap. Camd. been only a feint to conceal the designs of Bruce
Britannia, against the isle of Man. He landed there, over-
1057. came the governor *, took the castle of Ruffin,
Eor. xii. 19. and subdued the country, (11th June.)

Foed. iii. Edward, on his return to England, found that
422. 425. many of his nobles had refused to give their atten-
433. dance in a parliament summoned to meet at London. In order to raise troops for resisting the Scots, who still threatened the English borders, Edward endeavoured to borrow money from the clergy, and he again summoned his parliament to meet. The Earl of Lancaster, and other discontented lords, appointed a muster of their forces under the less offensive appellation of a *tourneament*. The King, by repeated proclamations, prohibited that assembly. Nevertheless, Lancaster and his associates, in contempt of the royal authority, repaired to the tourneament, and refused to concert measures for opposing the common enemy. An inquiry into the causes of this obdurate disregard of the national interest, would be a matter of long investigation, and is foreign to the subject of these annals.

Foedera, Such of the Scots as still remained faithful to
iii. 458. England, deputed Patrick Earl of March, and Adam de Gordon, to lay their miserable state be-

* In the Chronicle of Man subjoined to *Cambden, Britannia*, p. 1057. this person is called *Dingawwy Dowill*. In the *Annals of Ireland*, *ib.* ad an. 1313, he is called *the Lord Donegan Odowill*. If he was a Galwegian, I imagine him to have been that *Duncan M'Dowal* who defeated and made prisoners the two brothers of the King of Scots, near Lochbryan, in 1306.

fore Edward, both from the increasing power of Bruce, and from the oppression which they suffered under the government of the English ministers. Edward bestowed high encomiums on their faithfulness and constancy; required them to persevere in their duty; promised to lead an army to their relief; and assured them he would redress all their grievances, [28th November.]

Meanwhile the Scottish arms prospered. Edward Bruce made himself master of the castles of Rutherglen and Dundee, and laid siege to the castle of Stirling. Philip de Moubray, the governor, offered to surrender, if he was not relieved on the feast of St John the Baptist, [24th June,] in the following year: To this offer, Edward Bruce, without consulting his brother, agreed.

Barb. 221.
For, xii. 20.
Foedera,
iii. 482.

The King of Scots was highly displeased at this rash treaty: By it the military operations were interrupted, and a long interval allowed to the English for assembling their utmost force; while, at the same time, the Scots were reduced to the necessity either of raising the siege with dishonour, or of hazarding the kingdom on the event of a single battle. Robert, however, consented to the treaty, and resolved to meet the English by the appointed day.

Barb. 222.

1314.

Immense were the preparations made by Edward for relieving the castle of Stirling. They were suitable to the power and resources of a mighty people on an occasion so important.

Edward ordered ships to be assembled for invading Scotland; invited to his aid Eth O'Connor, chief of the Irish of Connaught, and twenty-six other Irish chiefs; summoned his English subjects in Ireland to attend his standard, and put both them and the Irish auxiliaries under the command of the Earl of Ulster, [26th March.]

Foed. iii.
463, 478.

Feod. iii. 463, 481, 482. After having summoned his barons to meet him in arms at Berwick on the 11th of June, he issued a proclamation, requiring about 22,000 foot soldiers from different counties in England and Wales, to rendezvous at Werk*.

* The writ addressed to the sheriff of Yorkshire may serve as a specimen of the style used at that time. "Rex vicecomiti Eborum, salutem: Cum pro expeditione guerrae nostrae Scotiae, quatuor millia hominum in comitatu tuo eligi, et ad nos ad partes Scotiae duci mandaverimus, ita quod essent ad nos ibidem ad dies jam transactos; ac jam intelleximus, quod Scoti inimici et rebelles nostri nituntur, quantum possunt, se in magna multitudine peditum, in locis fortibus et morosis, ubi equitibus difficilis patebit accessus, ad invicem congregare inter nos et castrum nostrum de Stryvelin, ut sic rescussum ejusdem castrum, quem citra festum nativitatis Beati Johannis Baptistae proximum futurum, juxta conditionem, cum dictis inimicis nostris per constabularium dicti castrum initam, sub poena amissionis ejusdem, facere oportebit, et quem, divina optulante clementia, citra festum dictum facere proponimus, pro viribus impedirent;" *Foedera*, T. iii. p. 481. An eminent historian says, "That the army of Edward, which, according to the Scots writers, amounted to an hundred thousand men, was probably much inferior to that number;" *Hume*, History of England, vol. ii. p. 135. In proof of this, he observes, that "we find in *Rymer*, T. iii. p. 481. a list of all the infantry assembled from all parts of England and Wales, and they are only 21,540." It is strange that the author should have so widely mistaken the sense of the record. In *Rymer* there is not a list of all the infantry assembled from all parts of England and Wales, but merely an order to the sheriffs of twelve counties, to two Earls, and to six or seven Barons, requiring them to furnish certain quotas of infantry. The counties mentioned, are Cheshire, Derbyshire, Durham, Lancashire, Leicestershire, Lincolnshire, Northumberland, Nottinghamshire, Shropshire, Staffordshire, Warwickshire, and Yorkshire.

A writ, indeed, was directed to the Earl of Gloucester and Hertford, and another to the Earl of Hereford and Essex; but those writs respected the particular estates belonging to the two Earls, and not the counties under their administration.

The writs published by *Rymer* relate not to the southern or western counties of England. It is not probable that Ed-

The King of Scots appointed a general rendezvous of his forces at the Torwood, between Falkirk and Stirling. Their number somewhat exceeded thirty thousand. There were also upwards of fifteen thousand, an unarmed and undisciplined rabble, who followed the camp, according to the mode of those times.

Barbour,
229.

The King determined to wait the English in a field which had Stirling on the left, and the brook of Bannock on the right*. What he most dreaded was the strength and multitude of the English cavalry. The banks of the brook were steep in many places, and the ground between it and Stirling was partly covered with wood. The place, therefore, was well adapted for opposing and em-

Ibid. 32.

ward would have invited the aid of twenty-seven Irish chiefs, and yet have neglected to require the assistance of the most populous parts of his own dominions. If we take into the account the Irish, and the English subjects residing in France; and if we suppose that all the counties and all the barons in England furnished their quotas in equal proportion, we shall have no difficulty in pronouncing, that the numbers of the English army, as related by our historians, are within the limits of probability. Edward himself says, and it is a circumstance which merits attention, that he had summoned to the rendezvous all who owed military service; [totum servitium nostrum,] *Foedera*, T. iii. p. 478.

* The author of *the History of Stirlingshire* is positively certain that the King of Scots drew up his army, having its front to the south, and with Stirling on the rear. After having examined the ground, I am as positively certain, that Barbour, whom I follow, has justly described the position of the Scots in that memorable day. Their front appears to have extended from the brook called *Bannockburn* to the neighbourhood of St Ninians, pretty nearly upon the line of the present turnpike road from Stirling towards Killyth. The stone in which Bruce is reported to have fixed his standard, is still to be seen.—The partizans of the other hypothesis will do well to point out what was Randolph's post, and how he came to be engaged with Clifford.

barrassing the operations of horsemen. The King commanded many pits to be dug in every quarter where cavalry could have access. These pits were of a foot in breadth, and between two and three feet deep. Some slight brushwood was laid over them, and they were carefully covered with sod, so as not to be perceptible by a rash and impetuous enemy. Barbour describes their construction in a lively manner: "They might be likened," says he, "to a honey-comb." This implies that there were many rows of them with narrow intervals †.

By this disposition the King exposed his left flank to the garrison of Stirling; but the inconsiderable number of foldiers in that garrison could not have greatly annoyed the Scots. Besides, Moubray the governor had consented to a truce, and, if he had assailed the Scots before the fate of the castle was determined by battle, he would have been deemed *a false knight*. In those days the point of honour was the only tie which bound men; for dispensations and absolutions had effaced the reverence of oaths.

Barb. 227. Edward proceeded triumphantly on his march for the relief of Stirling castle *.

† The description given by Barbour shews, that Buchanan had a very imperfect notion of the artifice employed by Bruce. His words are: "Brussius—in locis aequioribus fossas prae-
'altas duxit, in quibus palos acutos ita infixit, ut supernè in
'tegumentum e levi cespite fraudem celaret: Murices autem
'ferreos, ubi commodum videbatur, spargi jussit;" L. viii. p. 145. Barbour speaks not of the *caltrops* which Buchanan mentions; but it is possible that they also may have been used.

* Barbour, p. 227. describes this march with an elegance not unworthy of Chaucer:

"Then Sol was bright, and shining clear,
'And armours that bright burnished were
'Sa blonyt with the sun its beam
'That all the land seemed in a leam,
'Banners right fairly flawinand
'And pensels to the wind wavand."

On the 23d June, the alarm came to the Scottish camp, that Edward was approaching. Barb. 233.

The King of Scots resolved that his troops should fight on foot. He drew them up after this manner : He gave the command of the center to Douglas, and to Walter the young Stewart of Scotland ; of the right wing to Edward Bruce, and of the left to Randolph ; he himself took charge of the reserve, composed of the men of Argyle, the islanders, and his own vassals of Carrick. In a valley to the rear †, he placed the baggage of the army, and all the numerous and useless attendants on the camp. Ibid. 231.

He enjoined Randolph to be vigilant in preventing any advanced parties of the English from throwing succours into the castle of Stirling.

Eight hundred horsemen, commanded by Sir Robert Clifford, were detached from the English army ; they made a circuit by the low grounds to the east, and approached the castle. The King perceived their motions, and coming up to Randolph, angrily exclaimed, " Thoughtless man ! " Ibid. 232.

† According to the report of the country, to the west of a rising ground, called *Gilles hill* ; and, indeed, there appears not any other place in that neighbourhood which corresponds with the account given by Barbour.

* The words of *Barbour*, p. 239. are :

" For the King had said him rudely,
' That a rose of his chaplet
' Was fallen, for where he was set
' To keep the way, these men were past."

The phrase, " a rose has fallen from your chaplet," is obscure. I imagine that *rose* implies the large bead in a rosary or chaplet, for distinguishing a *Pater noster* from an *ave Maria* in the numeration of prayers. Hence, to say, ' that a rose ' has fallen from a person's chaplet,' means, literally, that he has been careless in his devotions, and has omitted part of the prayers which he ought to have repeated ; and, by metonymy, that he has neglected any charge committed to him. ' He was set to keep the way,' means, ' he had the charge of guarding that passage : ' Hence we may learn, that Randolph commanded the left wing. That circumstance is not clearly expressed by Barbour,

Barb. 240.
Trivet con-
tin. 14.

‘ you have suffered the enemy to pass.” Randolph hastened to repair his fault, or perish. As he advanced, the English cavalry wheeled to attack him. Randolph drew up his troops in a circular form, with their spears resting on the ground, and protended on every side †. At the first onset Sir William Daynecourt, an English commander of distinguished valour, was slain. The enemy, far superior in numbers to Randolph, environed him, and pressed hard on his little band. Douglas saw his jeopardy, and requested the King’s permission to go and succour him. “ You shall not move from your ground,” cried the King; “ let Randolph extricate himself as he best may. I will not alter my order of battle, and lose the advantage of my position.” “ In truth,” replied Douglas, “ I cannot stand by and see Randolph perish; and therefore, with your leave, I *must* aid him.” The King, unwillingly, consented; and Douglas flew to the assistance of his friend. While approaching, he perceived that the English were falling into disorder, and that the perseverance of Randolph had prevailed over their impetuous courage. “ Halt,” cried Douglas, “ those brave men have repulsed the enemy; let us not diminish their glory by sharing it.”

Meanwhile the vanguard of the English army appeared. The King of Scots was then in front of the line, meanly mounted, having a battle-ax in his hand, and a crown above the helmet, as was the manner in those times. Henry de Bohun, an

† So I understand the words of *Barbour*, p. 240.

‘ Set your spears you before,
‘ And back to back set all your rout,
‘ And all the spears their points out;
‘ So gate us best defend may we,
‘ Environed with them if we be.”

English knight, armed at all points, rode forward to encounter him. The King met him in single combat; and, with his battle-ax, cleft the scull of Bohun, and laid him dead at his feet*. The English vanguard retreated in confusion.

Monday the 24th of June 1314, at break of day†, the English army moved on to the attack.

The van, consisting of the archers and lancemen, ^{Leland. ii.} was commanded by Gilbert de Clare Earl of Gloucester, nephew of the English King, and Humphry ^{Walf. 105.} de Bohun; Earl of Hereford, constable of England‡.

The ground was so narrow, that the rest of the ^{Barb. 257.} English army had not space sufficient to extend itself. It appeared to the Scots as composing one great compact body §.

* In *Scala Chron.* ap. *Leland.* T. ii. p. 546. it is said, "Bruse, with his owne hands, killed *Pers Monfort*, an English knight, in the woodes by Strivelin." I observe that *Pers Monfort* is not mentioned in the list of the slain; *Trivet*, contin. p. 14. but that *Henry de Bohun* is. *Barbour* relates, that the Scottish leaders blamed the King for his temerity in encountering Bohun. The King, conscious of his error, changed the discourse, and said, "I have broke my good battle-ax;" p. 246.

† Thomas de la More says, edit. *Camden*, p. 594. That the English spent the night before the battle in drunkenness and riot: "*Vidisses prima nocte Anglos haud Anglico more vino madentes, crapulam eructantes, Wassaile et drinkbaile plus solito intonantes.*"

‡ The Earls of Lancaster, Warrene, Warwick, and Arundale, were absent from the English army. They pretended that Edward had failed in performing certain conditions promised to them. *Walsingham*, p. 104.

§ *Barbour*, p. 257. says.

" — In a *shiltrum*,

' It seemed they were all and some,

' Outtane the *wawward* allenarly,

' That right with a great company

' By themselves arrayed were."

Barb. 227. Edward, in person, brought up the main body. Aymer de Valence, Earl of Pembroke, and Sir Giles d'Argentine, two experienced commanders, attended him †.

Fordun, xii. 21. Maurice Abbot of Inchaffray, placing himself on an eminence, celebrated mass in sight of the Scottish army. He then passed along the front barefooted, bearing a crucifix in his hand, and exhorted the Scots in few and forcible words, to combat for their rights and liberty. The Scots kneeled down.

Barb. 258. "They yield," cried Edward; "See, they implore mercy." "They do," answered Ingelram de Umfraville, "but not ours. On that field they will be victorious, or die."

Ibid. 259. The two armies, exasperated by mutual animosities, engaged. The conflict was long and bloody. The King of Scots perceiving that his troops were grievously annoyed by the English archers, ordered Sir Robert Keith, the marshal, with a few armed horsemen, to make a circuit by the right, and attack the archers in flank. The archers having no

In another passage, p. 260. he says, that the English had nine *battels*, or large bodies. *Walsingham*, p. 105. says, "Duces Anglorum pedites cum arcubus atque lanceis, in prima componunt acie, equites *diversis* aliis retro constituunt." It would seem that the intervals between the different bodies of infantry were small.

† "His own battle ordained he,
'And who should at his bridle be?
'Sir Giles de Argentine he set
'Upon a half his renzie to get,
'And of Vallange Sir Aymery
'On the other half, that was worthy,
'For in their sovereign bountie
'Out o'er the lave affied he."

Barbour, p. 227.

Thomas de la More admits that Edward was in the third body; but, he adds, that he was accompanied by Bishops, and other ecclesiastics, and by that cowardly bird of prey, H. le Despencer, "*vecors ille milvus*," p. 594.

weapons, were instantly overthrown, and falling back, spread disorder throughout the army *. The King of Scots advanced with the reserve †. The young and gallant Earl of Gloucester attempted to rally the fugitives, but was unhorsed, and hewn to pieces ‡. The confusion became universal. At that moment the numerous attendants on the Scottish camp, prompted by curiosity, or eager for plunder, issued from their retirement in the rear. It seemed as if fresh troops had arrived in aid of the Scots. The English fled with precipitation on every side. Many crowded to seek relief among the rocks in the neighbourhood of Stirling castle; and many rushed into the river and were drowned.

* It is generally supposed that the English horsemen were entangled in the snare which Bruce had laid for them. But Barbour makes no mention of that circumstance, although he minutely describes the nature of Bruce's stratagem. If I mistake not, the movement executed by Sir Robert Keith was decisive of the battle. The English had crowded their whole infantry into the van, or first line, and, confiding in their unwieldy numbers, had not foreseen the danger of being taken in flank by a few men at arms.

† It would seem, from some expressions in Barbour, p. 267. that the King of Scots brought up the reserve to the right of his army. This shows that there had been a great slaughter of the Scots, by which, in that circumscribed ground, there was a place left for the reserve to fall into the line. The words of Barbour are,

“ When this was said they held their way,
 ‘ And on *one field* assembled they—,
 ‘ *All their four battles*, with that weir
 ‘ Fightand in a front hallily.”

A in this place, as in others, is, in modern language, not *a*, but *ans*.

‡ *Tb. de la More*, ap. Camden, p. 594. says, That the Scots would have saved the Earl of Gloucester, had they known him, but that, on that day, he had neglected to put on ‘ *togam propriae armaturae*,’ that is, the upper garment on which his arms were depicted, or his *coat armorial*.

Barb. 272. Pembroke and Sir Giles d'Argentine had attended on Edward during the action. When Pembroke saw that the battle was irretrievably lost, he constrained Edward to quit the field. "It is not my wont to fly," said d'Argentine, renowned for his prowess in the Saracen wars; then spurring on his horse, and crying out, "*An Argentine*," he rushed into the battle and met death †.

Ibid. 280. Douglas, with sixty horsemen, pursued the English King on the spur. At the Torwood he met Sir Laurence Abernethy, who was halting with twenty horsemen to the English rendezvous. Abernethy abandoned the cause of the vanquished, and joined with Douglas in the pursuit. Edward rode on without halting to Linlithgow. Scarcely had he refreshed himself there, when the alarm came that the Scots were approaching. Edward again fled. Douglas and Abernethy pressed hard upon him;

† I know little of this singular personage. In Scotland his renown was great. According to the vulgar opinion, the three most eminent worthies of that age were, the Emperor Henry of Luxemburg, Robert Bruce, and *Sir Giles d'Argentine*; *Fordun*, L. xiii. c. 16. in *Scala Chron.* ap. Leland. T. ii. p. 547. it is said, "Giles de Argentine, a stout warrior, and late cum from the werres of Henry Lusenburg Emperor; said, that he was not wont to fly, and so returnit to the Englische host, and was slayne." It is reported, that, in the wars of Palestine, he thrice encountered the Saracens, and in each encounter slew two of their warriors; "It was no mighty fate," said he, "for one Christian knight to overcome and slay two Pagan dogs;" *Fordun*, L. 12. c. 16. Balston the Carmelite, ap. *Fordun*, L. xii. c. 22. thus speaks:

"*Nobilis Argenten, pugil inclyte, dulcis Egidi,*

"*Vix scieram mentem, cum te succumbere vidi.*"

The first line mentions the three chief requisites of a true knight, noble birth, valour, and courteousness. Few Leonin couplets can be produced that have so much sentiment. I wish that I could have collected more ample memorials concerning a character altogether different from modern manners. Sir Giles d'Argentine was a hero of romance in real life.

and allowed him not a moment of respite *. Edward at length reached Dunbar, a place distant more than sixty miles from the field of battle. The Earl of March opened the gates of that castle to Edward, protected him from his pursuers, and conveyed him by sea into England †. Leland, ii. 547.

Such was the event of the battle of Bannock-Barbour, burn ‡; an action glorious in its circumstances, and of decisive moment. 278.

On the side of the Scots, no persons of note were slain, except Sir William Vipont, and the favourite of Edward Bruce, Sir Walter Rofs.

When Edward Bruce heard of his death, he passionately exclaimed, "Oh that this day's work were undone, so Rofs had not died §."

* *Barbour* describes the constancy of the chase in a lively manner, but which I chuse to express in Latin: "Scoti pertinacius instabant, ita quidem ut ne vel mingendi locus hostibus concederetur;" p. 282.

† "Counte Patrik of Marche ful gently reseivid King Edward into his castel of Dunbar, and thens the King cam by water to Berwick;" *Scala Chron.* ap. Leland, T. ii. p. 547. *Th. de la More*, p. 594. relates a circumstance which is characteristic: "Hic non equi velocitas, non hominum industria, Regem ab inimicis liberavit, sed Mater Dei quam Rex invocavit. Cui Rex et filio suo vovit, si salvus evasisset, se erecturum pauperibus ejus Carmelitis mansionem, in *Matris Dei* titulo insignitam, pro 24 fratribus Theologiae studio deputatis, quod et postea fecit Oxonii et expensis ditavit, dissuadente Spensero." To this vow of Edward II. Oriel college in Oxford, where Sir Walter Rawleigh was educated, owes its establishment; *Antiq. Oxon.* T. ii. p. 103.

‡ The English call it the battle of Bannockmoor; *Walsingham*, p. 105. or of Stirling; *Murimuth*, p. 46. *Leland*, T. ii. p. 456.

§ *Barbour*, p. 278. thus relates the incident:

"That he said, making evil cheir

'That him were levir that journey were

Triv. cont.
14.

Walt. 105.

But the loss of the English was exceedingly great. Of barons and bannerets, there were slain twenty-seven, and twenty-two made prisoners. Of knights there were slain forty-two, and sixty made prisoners *. The English historians mention as the most distinguished among the slain, the Earl of Gloucester, Sir Giles d'Argentine, Robert Clifford, Payen Tybetot, William le Marechal, and the Seneschal of England Edmund de Mauley. Of esquires

' Undone, than he so dead had been.
' Outtaken him, men has not seen
' Where he for any man made meaning,
' And the cause was of his loving
' That he to his sister per amours
' Loved," &c.

Barbour, ib. relates a singular incident, which, according to his account, is connected with the friendship of Edward Bruce and Sir Walter Ross. Bruce had married Isabella the sister of David de Strathbogie Earl of Athole; he slighted her, and engaged in an unlawful intercourse with the sister of Sir Walter Ross. Athole brooked not this affront, and resolved to revenge his private wrongs, although at the hazard of the state. While the two armies were about to engage, he assaulted the King's head quarters at the abbey of Cambuskenneth, and slew the guard, with Sir William Keith its commander. Barbour adds, That for this base deed he forfeited. I know not what judgment to form of this story. It is certain that the Earl of Athole returned to the service of England, *Foedera*, T. iii. p. 644. (an. 1317.) And it is equally certain, that sentence of forfeiture was pronounced against him in parliament, 1323. "Per judicium in parlamento nostro tento apud Cambuskynet, de consensu totius cleri et populi editum, in festo Sancti Jacobi apostoli, anno 1323;" *Chart. Dunferm.* T. ii. fol. 24. It is strange that punishment should have been delayed; until 1323, of an offence so atrocious, said to have been committed in 1314.

* In *Trivet*, Contin. p. 14. there is a list of some of them. From the specimen *there* given, it may be presumed, that, if the list were complete, most of the ancient English families would find the names of their predecessors among the slain, or among the prisoners, at Bannockburn.

there fell seven hundred †; the number of common men killed or made prisoners, is not related with any certainty.

The Welshmen who served in the English army were scattered over the country, and miserably butchered by the Scottish peasants. Barb. 276.

The English who had sought refuge among the rocks in the neighbourhood of Stirling castle, surrendered at discretion. Moubray the governor performed the conditions of his capitulation, yielded up the castle, and entered into the service of the King of Scots. Ibid. 280.

The privy-seal of the English King fell into the hands of the enemy †. Triv. cont. 15. Foedera; iii, 483.

† "Scutiferorum septingentorum;" *Walsingham*, p. 105. As to the meaning of the word *Esquire*, it is said by *Spelman Gloss.* p. 508. "*Scutifer*, nobilitatis, scil. appellatio apud Anglos penultima, hoc est, inter equitem et generosum;" i. e. "A *squire* is that rank which is below that of a *knight*, and above that of a *gentleman*." This description is not satisfactory; it has a modern look.

† "Dominus Rogerus de Northburgh, custos Domini Regis *targiae*, ab eo ibidem ablatae, una cum Dominis Rogero de Wikenfelde et Thoma de Switone, Dicti Domini Rogeri clericis, pariter detinebantur ibidem, ob quod Dominus Rex cito postea fieri fecit sigillum, volens illud *privatum* sigillum appellari ad differentiam *targiae* sic, ut praemittitur, ablatae;" *Trivet. contin.* p. 15. *Spelman* understood not the meaning of the word *targia*: He says, *Gloss.* p. 532. "*Targia* pro scuto, a Gall. Target. Walf. in Edw. II. A. D. 1314. p. 105. *Rogerus de Northburgh, custos Targiae Domini Regis*." The continuator of *Trivet* seems to distinguish this *targia* from the *privy-seal*. This is a matter of small importance; it may, however, be observed, that it is fully explained by an instrument in *Foedera*, T. iii. p. 483. "Rex, &c. quia *privatum* sigillum nostrum a nobis est elongatum, tibi praecipimus, &c. ne quis pro aliquo mandato sibi, sub dicto sigillo ex tunc porrigendo, seu etiam liberando, quicquam faciat, nisi aliud a nobis habuerit mandatum, de priore mandato sub dicto pri-

Barb. 227. The Scots were enriched by the spoils of the English camp, and the ransoms of many noble prisoners.

In the treatment of the prisoners who were allotted to him, the King of Scots displayed much generosity. He set at liberty Ralph de Monthermer, and Sir Marmaduke Twenge *, without ransom. By humane and courteous offices, he alleviated the misfortune of the captives, won their affections †, and shewed the English how *they* ought to have improved *their* victories.

Triv. cont. The King of Scots sent the dead bodies of the
 16.
 Walf. 106. Earl of Gloucester ‡ and Lord Clifford to be interred in England with the honours due to their birth and valour.

For. xii. 22. There was one Baston, a Carmelite friar, whom Edward had brought with him in his train, to be spectator, as was popularly reported, of his achievements, and to record his triumphs. Baston was

‘*vato sigillo contento, specialem faciens mentionem,*’ &c, ap. Berwick 27th June 1314. Bruce, to show that he meant nothing dishonourable by holding the seal in his possession, restored it to Edward, under the condition, however, that Edward should not use it; *Trivet*, cont. p. 16.

* He yielded himself up to the King in person, on the day after the battle; during that interval he had lurked in the field undiscovered; *Barbour*, p. 279.

† “Captivos quos ceperat tam civiliter tractari fecit, tam honorifice custodiri, quod corda multorum in amorem sui indivisibiliter commutavit;” *Walsingham*, p. 106.

‡ *Walsingham*, p. 106. relates a singular incident concerning the succession of the Earl of Gloucester. He left no issue, and the pregnancy of his widow was waited for *during two years* [per biennale tempus]. This is improbable. A learned friend ingeniously conjectures, that *brumale* ought to be read for *biennale*, which makes the sense to be, that her pregnancy was waited for until the end of winter.

made prisoner, and paid a poet's ransom in a poem on *the Scottish victory at Bannockburn* *.

The Earl of Hereford had retreated after the battle to the castle of Bothwell. He was besieged there by Edward Bruce, and soon capitulated. He was exchanged for the wife, sister, and daughter of Bruce, for the Bishop of Glasgow, and the young Earl of Marre †.

Edward Bruce and Douglas entered England by the eastern marches, wasted Northumberland, and laid the bishoprick of Durham under contribution. After having penetrated to Richmond, they proceeded westward, burnt Appleby and other towns, and returned home loaded with plunder. Walsingham avers, that many Englishmen, at that

Barbour,
284. Triv.
contin. 166

Foedera,
iii. 446.

Chron. La-
mercoft, ap.
Tyrrel, iii.
262.

Walsing-
ham, 106.

* "They are excellent rhymes," says the continuator of Fordun, "and ought not to be hid under a bushel, but to be set in a candlestick;" L. xii. c. 22. This poem is well known; and although the rhymes may not be so excellent as the historian imagined, they are curious. The poet begins with lamenting the subject of his work:

"De planctu cudo metrum cum carmine nudo,

"Risum retrudo, dum tali themate ludo."

He prudently disclaims any knowledge of the merits of the quarrel between the two nations.

"Sub quo Rege reo, nescio, teste Deo."

The intemperance of the English soldiery, mentioned by Th. de la More, affords matter for two lines.

"Dum se sic jactant cum Baccho nocte jocando,

"Scotia, te mañant, verbis vanis reprobando."

His own singular fate is aptly enough described thus:

"Nescio quid dicam, quam non sevi meto spicam."

I suspect that this unhappy poet had great part of the description of the battle ready made when he was taken prisoner. His poem is a most extraordinary performance, and must have cost him infinite labour.

† Barbour says, p. 285, that Wishart Bishop of Glasgow was now become blind. John de Segrave had been made prisoner at the battle of Bannockburn; he was now exchanged for David de Lindefay, Andrew Murray, Reginald de Lindefay, and Alexander his brother; [20th November 1314.] Foedera, iii, p. 502,

time, revolted to the Scots, and aided them in their depredations. "The English," adds he, "were so bereaved of their wonted intrepidity, that a hundred of that nation would have fled from two or three Scotsmen *."

Foed. iii.
491. 493.

The English King summoned a parliament at York, in order to concert measures for the public security. To repress the incursions of the Scots, he appointed the Earl of Pembroke, formerly Guardian of Scotland, to be Guardian of the country between the Trent and Tweed.

Ib. 495-497.

At this season of dejection, the King of Scots made overtures of peace. He wrote to Edward, that a lasting concord between the two nations was his chief wish, and he desired a passport for commissioners to treat on his part†. Edward granted the passport, and appointed commissioners to treat with the Scots, [18th Sept. and 7th October.] But the conclusion of this ruinous war still remained at a distance. The Scots were too prosperous to make any concessions, and the English were not yet sufficiently abased by ill fortune, or enfeebled by faction, to yield every thing.

Chron. Lanercost, ap.
Tyrrel, iii.
262. Foed.
iii. 498. 506.

The Scots again invaded England; and, without meeting resistance, levied contributions in different places. During the winter, they continued to infest, or to threaten, the English borders ‡.

* "Nempe tunc Anglis consueta adempta fuit audacia, ut a facie duorum aut trium Scotorum fugerunt Angli centum;" *Walsingham*, p. 106. Never were the consequences of a national panic more severely felt.

† Ralph Chilton a friar was the messenger sent by Bruce. The Scottish commissioners were four knights, Nigel Campbell, Roger de Kirkpatrick, Robert de Keith, and Gilbert de la Haye; *Foedera*, T. iii. p. 495. Edward granted the passport, 18th September 1314; and consented to the negotiating a peace, 7th October 1314, [at York,] *Foedera*, T. iii. p. 495, 497.

‡ *Tyrrel*, vol. iii. p. 262. says, from the MS. Chronicle of Lanercost, "The Scots again entered England by Redesdale

About this time the unfortunate John Balliol died. He left a son, *Edward*, the heir of his pretensions to the crown of Scotland. Foedera, iii. 566.

1315.

While the English King vainly endeavoured to assemble an army *, the Scots again invaded England, penetrated into the bishoprick of Durham, and plundered Hartlepool. Foedera, iii. 511. Chr. Lan-ercost, ap. Tyrrel, iii. 264.

The King of Scots besieged Carlisle, but was repulsed by the valour of the inhabitants, [July 1315.] About the same time, the Scots endeavoured to surprise Berwick, but failed in their enterprise. Ibid.

This year was remarkable for the act settling the succession to the crown of Scotland. Anderson, independ. of Scot. app. No. 24.

A parliament was held at Air on Sunday 26th April 1315. †. The persons who met were, “the

and Tindale, driving away the cattle, burning the towns, and destroying the inhabitants; none being able to resist them. Then they went and reduced all Gillelland, [in Cumberland,] so that the people in all those parts swore allegiance to the King of Scots, and paid him tribute. In the space of six months, the county of Cumberland alone paid no less than six hundred merks for its share.” Tyrrel observes, that this happened *even whilst the English parliament was sitting*; as if *that* assembly could have been formidable to the Scots while dissensions and party animosities prevailed in it.

* *Walsingham*, p. 107. well describes the state of England at that time: “In quindena Paschae Rex per brevia citari fecit ad parlamentum Londoniis praelatos et proceres regni-que communes. Sed quia multi de magnatibus impedimentorum causas praetenderunt, per quas merito excusari poterat eorum absentia, dictum parlamentum tunc temporis nullum sortiebatur effectum. *Sed unusquisque tunc Londoniis congregatorum quo sibi placuit divertebat, et qui terram defendere tenebantur, vacabant otio et joci.*” Edward had just before caused the body of Gaveston to be raised and re-interred with great funeral pomp; *Walsingham*, p. 106. This injudicious measure served, no doubt, to exasperate the malecontent Lords who had murdered Gaveston.

† “Dominica proxima ante festum Apostolorum Philippi et Jacobi.” Mr Ruddiman, *not. ad Buchanan*, mistakes the

‘ Bishops, Abbots, Priors, Deans, Archdeacons, and the other prelates of churches. The Earls, Barons, Knights, and others of the community of the Kingdom of Scotland, as well clergy as laity.” Their resolutions were unanimous, and in substance as follows *.

I. They all and each became bound to be faithful, and bear true allegiance to Robert King of Scots, and the heirs-male to be lawfully procreated of his body, and *that* against all men.

II. With the consent of the King, and of Marjory his daughter, and heir *apparent* †, they ordained, that, in case the King should die without leaving heirs-male of his body, then his brother, Edward Bruce, as a man of valour, and one much tried in war for the defence of the rights and liberty of Scotland †, should succeed to the kingdom; and,

feast of St Philip and St James for the feast of the other St James; and hence he places this event in July 1315. The mistake is not trivial, for it throws that part of our history into inextricable confusion.

* This act of settlement is in *Auderson*, *Independency of Scotland*, *appendix*, No. 24. It is also to be found in *Fordun*, L. xii. c. 24. There are some variations between the two transcripts; but they are too minute to deserve notice.

† “ De consensu—Marjorae filiae.” Marjory at that time was the only child of Robert I. she is said to be *haeres apparentis* of the King. It is hardly necessary to remark, that *apparent* is here incorrectly used for *presumptive*.

‡ “ Tanquam vir strenuus, et in actibus bellicis, pro defensione juris et libertatis regni Scotiae, quamplurimum expertus.” *Abercrombie*, vol. i. p. 632. says, that “ Edward Bruce, since the lawful son of his father, had, but for his being the second brother, as much right to the crown as King Robert himself; nay, had he [Robert] been a woman, would have been preferred to him; but King Robert was a man, and the eldest brother, and reigned accordingly.” Here there is the appearance of a solemn argument, which implies, if I misunderstand not the author, “ That Edward, if he had been the eldest son, as well as

ailing him, the heirs-male lawfully to be procreated of his body.

Robert, would have had as good a right to the crown as Robert; nay, more, that he would have had a better right than Robert, if Robert had been a woman, for then Edward the son would have been preferred to Robert the daughter; but Robert was a man, and not a woman, was the eldest son, and not the second, and therefore was preferred." q. e. d. !

Abercrombie adds, "Upon the decease of Robert, *Who* ought by *the then constitution*, to succeed? No doubt the children of the eldest brother, if males; if not, the second brother, Edward, *because a male, and, as such, preferable to any woman whatever in the same degree and relation to his father*: For this reason 'twas, that Robert Bruce, the competitor, was, by King Alexander's determination, and the people's judgment, preferred to Dervergild: And for that same reason did King Robert, and the parliament he held at Air in the year 1315, declare, with express consent of *Marjory his only daughter*, that if he should have no heirs-male of his own body, the Lord Edward Bruce his brother-german, and the heirs-male of his body, should succeed him in the throne. It is true that the act itself enlarges upon the great worth and noble achievements performed in defence of the nation by the Lord Edward. And why should not the parliament put all the just value they could upon the successor of their King? Indeed, *'twas at that time highly necessary*, that a man capable to perfect the great work begun by King Robert, should, in case of his death, *be made to supply his deficiency*. Upon that account, most authors think, that, contrary to the rights of hereditary monarchy, this settlement was made; and that, for that reason, the express and willing resignation of Princess Marjory was required. It may be so; for it cannot be doubted but a sovereign may resign, if not for his heirs, at least for himself." From all this crude and perplexed reasoning, it is impossible to discover whether Abercrombie was of opinion that the King's brother did of right exclude, or did not exclude, the King's daughter. Indeed, he seems to have blended together the three several hypotheses, that *the heir-male* was preferred, *1st*, of right; *2^d*, by reason of the present exigencies of the state; and, *3^d*, by express covenant with *the heir-female*. After all, he says, "To me it seems probable, that, in those days, the

III. With the consent of the King, and of Edward Bruce *, it was provided, that, failing Edward, and the heirs-male of his body, Marjory, and failing her, the nearest heir lineally descended of the body of Robert, King of Scots, should succeed to the crown; but under this condition, that Marjory should marry with the consent of her father, or, after his death, with the consent of the majority of the community or states of Scotland †.

IV. Should the King, or his brother, die during the minority of the heir-male of their bodies, it was ordained that Thomas Randolph, Earl of Moray, should be the guardian of the heir, and of the kingdom, until the major part of the states should hold the heir fit to administer the government in his own person ‡.

* "the uncle was thought preferable to the niece." It will be remarked, that this seems adverse to the record, which mentions Marjory as the *heir* of Robert I. and as a consenter to the limitations.

* "De consensu—dicti Domini Edwardi." Edward Bruce, if once in possession, might have pretended, that the right of governing ought to devolve on his issue at large, and, therefore, his consent to this limitation was required.

† "Dum tamen de consensu dicti Domini Regis, vel, ipso deficiente, quod absit, de consensu majoris partis communitatis regni, dicta Marjoria matrimonialiter fuerit copulata." Whether the King and parliament did in this exceed their powers, I inquire not. Certain, however, it is, *that the succession of Marjory was, by the act of settlement, made to depend upon her marrying with the consent of her father, or, after his death, with the consent of the majority of the community or states of Scotland.*

‡ "Quousque communitati regni, vel majori parti, visum fuerit, ipsum haeredem ad sui regni regimen posse sufficere." It is impossible to suppose that a power was reserved to the states of protracting the minority of the Sovereign beyond his *perfect age*. A power to *abridge* the minority of the sovereign is the only thing here implied.

V. Should Marjory die in widowhood, leaving an heir under age, and succeeding to the crown, the Earl of Moray shall be guardian of the heir, and of the kingdom, if he chuses to accept the office †.

VI. Should Marjory die, and there remain no heir of the body of Robert King of Scots, the Earl of Moray shall be Guardian of the Kingdom, if he chuses to accept that office, until the Prelates, Earls, Barons, and others of the community of Scotland, may be conveniently assembled to consider and determine as to the rightful succession to the crown of Scotland *.

VII. *Lastly*. The parties submitted themselves, and their successors, to the jurisdiction of the Bishops and Prelates of Scotland, whereby they might be compelled, by all spiritual censures, to observe and fulfil the premisses †.

† "Si idem comes ad hoc suum præbuerit consensum." It would seem that the Earl of Moray had consented to accept the office of Guardian to the issue-male of Robert I. and Edward Bruce, but that he had reserved to himself the liberty of declining the office, in case the succession should devolve on females.—Supposing Marjory to have predeceased her husband, and to have left issue, this statute has not said *who* should be Guardian of her children, and of the kingdom. The possibility of this event must have been foreseen; perhaps it appears too delicate to be a matter of discussion; and yet the neglect in providing for it might have excited a fatal controversy between the states and the surviving husband of Marjory.

* It is remarkable that the states of Scotland declined to come under any obligations to the issue-female of Edward Bruce.

† "Se in jurisdictionem Episcoporum et Praelatorum regni Scotiae submisserunt." I understand this to imply, that the provincial council, or general assembly of the Scottish clergy, might enforce the observance of the act of settlement, by the terror of ecclesiastical censures. To have invested every dignified churchman with such authority, would have been clumsy or absurd.

Ford. xii. 25. The King of Scots gave his daughter Marjory in marriage to Walter the Stewart of Scotland*.
 An. Hiber. ap. Camd. Britannia. The Irish of Ulster, oppressed by the English government, implored the aid of the King of Scots;

Anciently, provisions of this nature were frequent in deeds executed by private persons. Thus, Reginald de Chene, in a grant to the chapter of Moray, says, "Et si contingat, quod abbat, me vel haeredes meos, vel aliquent haeredum meorum, contra praemissa in toto vel in parte, de facto vel de jure venire, volo et concedo, pro me et haeredibus meis, quod Episcopi Aberdonensis et Sancti Andreae, et eorum officiales, qui pro tempore fuerint, vel eorundem Episcoporum vel officialium alter possint vel possit, me et haeredes meos ad observationem omnium et singulorum praemissorum, per censuram ecclesiasticam, sine strepitu judiciali, compellere et coercere;" *Chart. Moray*, vol. i. fol. 2.—A grant of the lands of Drumelshimene bears these words: "Horum omnium testes et fidejussores Episcopum Glasguensem et Comitem Dunbartoni et haeredes ejus [elegi], ut si aliquando ego vel haeredes mei a tenore hujus cartae deviauerimus, ipsa ecclesia et ejus pontifices per censuram ecclesiasticam ad correctionem nos revocent. Haec autem omnia propria manu assidavi in manu Domini Jocelini Glasguen. Episcopi;" *Chart. Melros*, fol. 46.—Resignation was made upon oath of the lands of Ardoch, by *Robertus dictus Frank de Lambanister*, in the presence of Alexander [III.] King of Scots, et Regni magnatum, ap. *Robusburgh*, 13. Kal. Jul. 1266, with this proviso, that if he ever made any claim to the lands, "concedo quod ab agendo tanquam per juri repellamur, et quod omnis actus judiciales nobis tanquam per juri omni modo interdicatur." He subjects himself to the jurisdiction of the Bishop of Glasgow, and consents to be excommunicated, and also to pay a penalty of L. 200 Sterling, "ut quos divinus amor a malo non amoveat, poenalis saltem timor coerceat;" *Chart. Melros*, fol. 78.

In this parliament, Randolph appears under the title of Earl of Moray. The grant of the earldom of Moray to Randolph is printed, *Essays concerning British Antiquities*, § 103.—109. I have never been able to discover its precise date. Sir James Balfour, Lion King at Arms, in his MS. collections, supposes the grant to have been made in the 7th year of Robert I.

* The grant which the King made to the Stewart, in consequence of this marriage, is to be found in *Crawford*, History of the house of Stewart, p. 14.

and offered to acknowledge his brother Edward for their sovereign.

The wisdom of the King of Scots must have foreseen, that, to expell the English from Ireland, unite the discordant factions of the Irish, and reconcile them to the dominion of a stranger, was an enterprise attended with mighty, if not insuperable difficulties. Yet there were motives which engaged him in an undertaking seemingly beyond his strength. The offer of a crown, however visionary, inflamed the ambition of Edward Bruce, whose intrepid spirit never saw obstacles in the path to fame. It might have appeared ungenerous, and perhaps it would not have been politic or safe, to reject the proposals of the Irish for the advancement of a brother; to whom the King of Scots owed more than he could recompense. Besides, the invasion of Ireland seemed to afford a fit expedition for dividing the forces, and multiplying the perplexities of the English.

Edward Bruce landed with six thousand men at Carrickfergus, in the north of Ireland †, [25th May 1315.]. The principal persons who accompanied him in this expedition were, Thomas Randolph Earl of Moray, Sir Philip Moubray, Sir John Soulis, Sir John Stewart, Sir Fergus of Ardrossan, and Ramsay of Ochterhouse *. An. Hiber.
ut sup.
Barb. 288.

The Irish Lords of Ulster repaired to the standard of Edward Bruce, solemnly engaged them- Lib. Clon-
macnoise,
MS. ap.

† Edward Bruce embarked at Air, where the parliament had been lately held; *Barbour*, p. 288. It is probable that the expedition was undertaken with the approbation of the parliament.

* The Annals of Ireland, subjoined to Camden's *Britannia*, add the following persons, John Menteth, John de Bosco, John Bisset, and John Campbell, the son, as it would seem, of Sir Niel Campbell of Lochow, and nephew of the King of Scots.

- Leland. i.
166, 167. selves in his service, and gave hostages for performance of their engagements: Aided by his new subjects, he ravished, with merciless barbarity, the possessions of the English settlers in the north†.
- An. Hiber.
ut sup. The Scottish army stormed and plundered Dundalk, [29th June.] They burnt that town, together with Atherdee, and other places of less note.
- Lib. Clon.
MS. ut sup. To repel this invasion, Richard de Burgh, Earl of Ulster, assembled his vassals, and having been joined by some Irish chiefs of Connaught, marched through the county of Meath, and entered the northern province, spreading desolation around him.
- Ibid, Edmond Butler, the justiciary of Ireland*, collected the forces of Leinster, (about 22d July,) and offered to assist the Earl of Ulster in repelling the invaders: "You may return home," said the haughty Earl, "I and my vassals will overcome the Scots." Butler withdrew his troops, and left the conduct of the war to the Earl of Ulster.
- Barb. 306.
An. Hiber.
ut sup, The Scots precipitantly retreated, and were pursued by Ulster: They halted near Conyers. The

† The history of this invasion is imperfectly known. Several circumstances concerning it are related in the Annals of Ireland, subjoined to Camden's Britannia; but they are related in a perplexed manner, as might well be expected in a work which is an injudicious compilation of different chronicles. *Barbour* has given a long account of the events of that war. It would seem that he gathered his intelligence from the stragglers who survived the Irish campaigns. He often mistakes the names of places and of persons. He figured to himself that Richard de Clare was the English deputy in Ireland; and, from an error natural enough, he supposed that the deputy always commanded the armies opposed to Edward Bruce. He omits some events altogether, and is too apt to magnify skirmishes into battles; yet his narrative contains circumstances curious and characteristic.

* In those days, the English deputy, or Lord Lieutenant, was termed the *Justiciary*, or *Justice*. The vestiges of that appellation are still to be discerned in the phrase *Lords Justices*.

English, ignorant of the motions of an enemy whom they despised, advanced to the attack; the Scots, by the counsel of Sir Philip Moubray, left their banners flying in the camp†, and having made a circuit, suddenly assaulted the flank of the English army. The English fell into confusion, and were routed, (10th September.) Lord William Burk, and many other persons of distinction, were made prisoners. Some of the fugitives, under the command of Lord Poer of Dunville, retired into the castle of Carrickfergus, where their valour and perseverance checked the progress of the Scots.

Soon after this battle, Randolph repaired to Scotland in order to procure reinforcements‡, (15th September.) Meanwhile Edward Bruce pressed the siege of the castle of Carrickfergus. His efforts were vain, and he at length abandoned the enterprise, [6th December.] Randolph joined him with 500 men. They marched southwards by Dundalk, and penetrated through Meath into Kildare.

Near Arscoll in Kildare, the Scots encountered Edmond Butler the justiciary. The English, although far superior in numbers to the Scots, were enfeebled by discord, and became an easy prey to their enemies. Unmindful of their duty, and of their reputation in arms, they fled. In this action,

An. Hiber.
ut sup.

bid.

† If I mistake not, this simple stratagem has been successfully employed in later wars. It can never succeed, unless against a commander equally opinionative and remiss.

‡ Randolph took with him Lord William Burk [or de Burgh], who had been made prisoner in the late action. By a mistake of the transcriber, it is said in *Annal. Hibern. ap. Camden*, that Randolph had with him 'Lord William Bruce,' [instead of *Burk*.] From the name *Bruce*, Cox concluded that this person must have been the brother of Edward Bruce; and thence he confidently said, that 'Edward sent his brother William Bruce into Scotland for a supply;' *Hist. of Ireland*, vol. i. p. 93. It is well known that no such person existed.

two Scottish commanders, Fergus of Ardrossan, and Walter Moray, were slain, (26th January.)

An. Hiber.
ut sup.

At this time, a famine, grievous beyond example, prevailed in Ireland. Many of the Scots perished through want, in a country which their savage and inconsiderate fury had desolated. Edward Bruce, unable to procure subsistence for his army, again retreated towards the province of Ulster, (14th February.)

Ibid.

Roger, Lord Mortimer, endeavoured to cut off the retreat of the Scots. His numerous troops were dispersed by the Scots at Kenlis in Meath*.

* I have placed the rout at Kenlis after the engagement in which the justiciary was defeated. In this point of chronology, the Annals of Ireland, published by Camden, contradict themselves. I must acknowledge that I perused, with no small surprise, the account of this war, as given by Dr Leland; *Hist. of Ireland*, vol. i. B. 2. c. 3. although he quotes Camden in every page, he may be said to have overlooked, or to have placed in a doubting parenthesis, every battle in which the Irish Annals, published by Camden, represent Bruce as victorious. Thus, of the battle in which the Earl of Ulster was defeated, he says, p. 268. "We are told, that 'after some inconsiderable actions, a general battle was fought, which ended in the discomfiture of Richard. *However this may be*, the advantage could not be effectually secured," &c. Of the action in Kildare, where the justiciary was defeated, Dr Leland says not a word. How are we to reconcile this with the generous sentiment in his preface, "Even at this day, the Historian of Irish affairs must be armed against censure, only by an integrity which confines him to truth, and 'a literary courage which despises every charge but that of *wilful and careless misrepresentation?*'" What he says concerning the disaster of Mortimer is remarkable: After having related the assembling of an army at Kilkenny in 1317, he adds, "Intelligence arrived, that Roger Mortimer of Wigmore, a nobleman *who is said, by some historians, to have already taken a part in the present war, and to have been defeated by Bruce*, had arrived at Youghall with a train of forty knights and their attendants, to take upon him the administration of government, and was on his march to join the main body." Here, while speaking of what happened in 1317, Dr Leland

Mortimer, with a few attendants, took refuge in Dublin. This disaster was ascribed, but I know not with what truth, to the treachery of the Lacies who served under the banners of Mortimer.

Edward Bruce now assumed the office of chief ^{An. Hiber.} magistrate in Ulster, tried causes, and inflicted capital punishments on offenders. Randolph again departed into Scotland to procure additional ^{ut sup.} succours*, [about the beginning of March.]

Throughout the year 1315, Scotland enjoyed a ^{Barb. 314.} tranquillity to which she had been long a stranger. The King of Scots made an expedition into the western isles, and without meeting any resistance, reduced them under his government †.

hints at what is *said* to have happened in 1315-16; and he seems to question the truth of the event, as related by historians. I cannot account for his scepticism as to the defeat of the Earl of Ulster, or for his omitting altogether the defeat of Butler the Justiciary; but I think that one may trace the origin of his hesitation in treating of the disaster which befel Mortimer. He saw that Mortimer, invested with the supreme command, arrived at Youghall about the beginning of the year 1317; hence he too hastily concluded; that Mortimer was a stranger in Ireland until 1317, and consequently could not have commanded an army at Kenlis in 1315-16. But the truth is, that although Mortimer was not appointed justiciary till 23d November 1316, *Foedera*, T. iii. p. 580, 581. yet he had resided much in Ireland before that time, as appears from the Annals published by Camden; neither will it escape observation, that when the Annals speak of his ill fortune in the war with Bruce, they call him *Lord Mortimer*, and not *Justiciary*, and that the same Annals mention his arrival as justiciary in 1317.

* The Irish Annals say, "In the first week of Lent." In 1316, Easter-day fell on the 11th of April.

† It seems that John of Lorn, who had been driven from Scotland in 1308, still maintained himself in the western islands. *Barbour*, p. 314. relates, that the King of Scots drew his vessels across the *Tarbat*, or neck of land which joins Knapdale to Cantire: That the inhabitants of the neighbour-

Ford. xii. Marjory the King's daughter, and wife of the
 25. Stewart of Scotland, died *, leaving an only child
 Excerpta e Robert, [born 2d March 1315-16.]
 Chron. MS.
 Adv. Lib. 1316.

Barb. 308. Edward Bruce now resumed the siege of the
 An. Hiber. castle of Carrickfergus. Thomas Lord Mandeville,
 ut sup. with a considerable body of troops, hastened to its
 relief, and found means to enter the castle. The
 Scots were over secure in their quarters; sixty
 men, commanded by Neil Fleming, were their
 only guard. Early in the morning after his arrival,
 Mandeville made a desperate sally. Fleming per-
 ceived that the Scots were surprised, and that, un-
 less they had time to array themselves, all was lost.
 He resolved to devote himself and his companions
 for the preservation of the army. "Now of a
 'truth,' cried he, 'shall men see how we can die
 'for our Lord.'" He dispatched a messenger to
 spread the alarm, and advanced, and checked the
 first impetuosity of Mandeville. Fleming received
 a mortal wound, and, of all his companions, not
 one was left alive. Mandeville sent part of his
 troops to environ the quarters of the Scots, that
 none might escape. Himself, with a chosen body,
 proceeded through the principal street. He was
 encountered by Edward Bruce and his household.
 Among them was one Gilbert Harper, renowned
 in the Scottish army for strength and intrepidity.

ing islands had a prophecy among them, importing, that they
 were never to be subdued, unless by him who should sail
 across the *Tarbat*: That they considered the prophecy as now
 fulfilled, and submitted themselves. That Bruce might have
 drawn his slight vessel across the isthmus, is not impossible;
 but it is not probable that he, who was acquainted with those
 seas, should have bestowed so much labour, merely to avoid
 doubling the Mull of Cantire.

* Concerning the manner of her death, see a Dissertation
 in the Appendix.

Harper, the first in the affray, knew Mandeville by his armour, and, with one blow of his battle-ax, felled him to the ground. The English were daunted at the loss of their commander, while the Scots, increasing in numbers, pressed on, and were gallantly seconded by two hundred Irish spearmen*. The English sought refuge in the castle; but the garrison, fearing lest the enemy should rush in, drew up the bridge, shut the gates, and abandoned their companions to the fury of the conquerors†, [11th April.]

When the carnage had ceased, Bruce surveyed the field. He found Fleming in the agonies of death; and all his soldiers stretched around him. He bitterly lamented their fate: "Howbeit," says, Barb. 313. Barbour, "he was not wont to bewail himself;

* *Barbour*, p. 312. says, That the spearmen were commanded by *M'Nakil*; not knowing any such name in Scotland, I presume that he was some Irish commander.

† *Barbour*, p. 308. says, That a truce had been concluded, to endure until Tuesday after Easter, *i. e.* until the 13th of April, but that Mandeville brought the succours to the castle on Easter-eve, and, in violation of the truce, attacked the Scots on the morning of Easter-day, [11th April.] The Irish Annals in Camden give a different account. They say, that Mandeville having brought succours to the castle, skirmished successfully with the Scots, on the 8th and 10th days of April, and that, in another encounter with them, he was slain, about the kalends; whether this means the 16th April or the 1st May, is not certain; it more probably means the 16th April; for Edward Bruce was crowned on the 2d May, and it is not to be presumed that that ceremony was performed on the very day after the action. Barbour's account is exceedingly distinct; he speaks so forcibly of the guilt of violating the truce, and disregarding the sanctity of Easter, that it is plain he did not invent the story. The truth seems to have been this: The garrison had agreed to a truce; but Mandeville, by a kind of military casuistry, did not consider himself, and the succours which he brought, as bound by the agreement which the garrison had made.

‘ neither could he endure to hear men make lamentation.”

Barb. 313. The garrison of the castle of Carrickfergus consented to surrender, unless relief arrived within a limited space.
An. Hiber. ut sup.

Ibid. Edward Bruce was solemnly crowned King of Ireland †, [2d May.]

Ibid. He required the garrison of the castle of Carrickfergus to surrender according to treaty, [31st May.] To this the English agreed, and desired that a detachment from the Scottish army might be sent in to take possession of the place. Thirty men were sent; but the English treacherously seized them, and declared that they would defend the castle to the uttermost*.

For. xii. 25. Meanwhile, the King of Scots had formed the
Barb. 324. magnanimous resolution of conducting in person a reinforcement to his brother. He intrusted the kingdom, in his absence, to the Stewart and Douglas, embarked at Lochrian in Galloway, and landed at Carrickfergus.

An. Hiber. The garrison of the castle of Carrickfergus, after
ut sup. having endured the extremities of famine, capitulated. They had subsisted for some time on the hides of beasts, and it is even said, that hunger constrained them to feed on the Scots whom they had

† “ Post festum S. Philippi et Jacobi Apostolorum ;” *Annal. Hibern.* The translation, in Gibson’s edition of *Bri-tannia*, says, “ After the feast of St Philip and St James.” Nothing can be more ridiculous than that English version. Thus we have, “ after the feast of *Carnis Privium*,” for “ the day following *Shrove Tuesday*,” and “ the Lord *Pincern*,” for “ Lord *Butler*.”

* I should have hesitated to relate this incident, had its authenticity depended on the testimony of the enemies of the English; but it is mentioned in the *Annals of Ireland*, a work by no means unfavourable to the English. I do not observe any mention made of it by the Scottish historians.

basely made prisoners. Nevertheless their savage obstinacy was in vain. The great English Lords of Ireland professed much zeal for the interest of the public, and formed loyal associations; yet they suffered Carrickfergus to be reduced by famine.

At length, after the fortress was lost, the English appeared in Ulster. John Logan † and Hugh Lord Bisset encountered and defeated a part of the Scottish army *, (25th October.) In this action, Allan Stewart was made prisoner †. An. Hiber.
ut sup.

The King of Scots, and his brother, by forced marches, passed through the county of Lowth, and advanced to Slane, [16th February.] The Annals of Ireland report, that the Scottish army, consisting of 20,000 men, eluded the English who were posted to prevent their entrance into the province of Leinster. Barbour, however, asserts, that the King of Scots fought and defeated the English. It is probable that some slight action may have been magnified by partial relaters into a general battle. Ibid.

Some circumstances reported by Barbour to have happened previous to this battle, are lively and Barb. 317.

† I should conjecture that the name of this person was *Cogan*, not *Logan*. But I dare not depart from the printed authorities.

* The Irish Annals seem to mention the principal loss as having been of the cavalry. It is said, that 300 of them were slain, and 300 made prisoners. Hence I am induced to believe, that it was part of the army brought over by the King of Scots, which Logan and Bisset overthrew. It is not probable that Edward Bruce would have had such a body of cavalry left, after having remained so long in an impoverished country. The place where this engagement happened is unknown.

† He appears to have been a chief commander; for the Annals of Ireland mention his being brought to Dublin as a remarkable event, [5th December 1316.] He was, if I mistake not, the eldest son of Robert Stewart of Darnley and Crookston; *Crawford*, History of the house of Stewart, p. 72.

characteristical. The Scottish army, while passing through a wood, marched in two divisions. The first was led by Edward Bruce, and the other by the King. The English lay concealed in the wood, purposing to attack the rear, as soon as the first division had passed. Edward Bruce, with his wonted impetuosity, hurried on, regardless of his brother, who advanced slowly and with circumspection. The English archers, in small parties, began to annoy the rear of the Scottish army. The King concluded, that stragglers advancing so far were powerfully supported; and, therefore, enjoined his soldiers to march in order of battle, and on no pretence whatever to leave their ranks. It happened that two English yeomen discharged their arrows at Sir Colin Campbell, the King's nephew. The youth rode off at full speed to revenge the insult. The King followed, and struck him so violently with his truncheon, that he was well nigh unhorsed. "Return," cried the King, "your disobedience might have brought us all into jeopardy." After the English were dispersed, Edward Bruce regreted his having been absent. "It was owing to your own folly," replied the King; "you ought to have remembered that the van must always protect the rear *."

* This is related by *Barbour*, p. 331. 332. in the following words:

' And when Sir Edward Bruce the bold
' Wist that the King had foughten fo,
' With so feil folk, and he threfro,
' Might no man see a waer man.
' But the good King said to him than,
' That it was in his own folly,
' For he rade so unwittingly
' So far before, and *na vanguard*
' *Made to them of the rewerd, &c.*

The Scottish army advanced towards Dublin :
 On its fate the existence of the English government <sup>An. Hiber.
ut sup.</sup> in Ireland depended. The public spirit and intrepidity of the citizens of Dublin, at that critical season, ought to be held in perpetual remembrance. They burnt their suburbs, which might have facilitated the approach of the enemy ; demolished a church, repaired and strengthened their walls with its materials, and resolved to defend their city, or perish amidst its ruins.

Hardly can the patriotic zeal of the populace be ever restrained within the bounds of reason and law. The Earl of Ulster, suspected of favouring the Scottish invaders, was seized, and committed to prison, by the Mayor of Dublin. This commitment appears to have been equally illegal and extravagant, and without a colourable plea of necessity. The sister of the Earl of Ulster, it is true, had married the King of Scots ; but that alliance with Scotland ought not to have excited suspicions of *his* fidelity, who from interest, no less than honour, was the implacable enemy of Edward Bruce.

The King of Scotland, and his brother, took ^{Ibid.} possession of Castle Cnoc *, [23d February.] Despairing, however, of success against Dublin, they turned aside, and encamped at Leixlip †, on the

* Near Dublin, beyond Phoenix Park. This castle belonged to the Tyrrels. *Camden*, p. 994.

† Called, in the Annals of Ireland, *Salmon leap*. I cannot omit the account of this campaign by *Tyrrel*, vol. iii. p. 268. It is concise. "The Scots durst not besiege Dublin, but approaching near it, turned back to Leixlip, which they burnt, and then marched to the Naas, and plundering it, *went back into the north* ; so that I do not find that King Robert performed any great matter in Ireland this summer." It must appear singular that *Tyrrel* should have told this story, and yet have quoted *Annal. Hibern.* as his voucher.

banks of the Liffy, [25th February]. Having remained there during four days, they marched to Naas, and arrived at Callen, in the county of Kilkenny, [12th March]. Their rapacious and unruly soldiers ravaged the country, plundered and burnt religious houses and churches, and even violated the sepulchres of the dead in quest of treasures.

An. Hiber.
ut sup.
Barb. 332.

It is certain, however strange, that the Scots carried their arms as far as Limerick *. We cannot determine what were the motives which induced the two brothers to undertake a march so long and hazardous, especially at that season of the year. That they led their troops from Carrickfergus to Limerick, by the way of Dublin, merely to brave the power of the English government, or to expose its weakness, would be an extravagant supposition. Perhaps, by placing themselves at Limerick, in the center, as it were, of Connaught and Mounster, they hoped to excite the Irish chiefs of those provinces to repair to their standard. It is, however, a more probable conjecture, that the famine constrained the Scots to roam for sustenance into the remote parts of the island, while by their licence and ravages they carried with them and diffused that calamity which they sought to avoid.

1317.

An. Hiber.
ut sup.

Meantime the English assembled all their forces in the neighbourhood of Kilkenny, [31st March.] It might have been expected that the commanders of an army far superior in numbers to the Scots †,

* In *Barbour*, p. 332. it is called *Kinrike*. The errors committed by transcribers, in that once popular book, are very numerous.

† The *Annals of Ireland* make the army to amount to 30,000 men. It is probable that this is greatly exaggerated. As, however, the same *Annals* make the Scots to have been 20,000 strong at the beginning of this winter campaign, we

would have concurred in some plan, either for advancing to attack the enemy, or for preventing their return into the east parts of Ireland; yet, instead of acting, they deliberated, and they held councils of war during a whole week, without forming any final resolution.

At this juncture the celebrated Roger Mortimer, ^{An. Hiber,} invested with the character of deputy, landed from ^{ut sup} England, [7th April.] He dispatched orders to Butler, his predecessor in office, and to the other English commanders, not to attempt any thing against the Scots before his arrival at the army. On his arrival he learnt that the Scots, by forced marches, had extricated themselves from the embarrassment of their position, and while the English were deliberating as to the mode of carrying on the war in Mounster, had secured their own retreat to Kildare. Mortimer dismissed to their respective abodes the tumultuary troops assembled at Kilkenny. The Scots, after having halted for some days near Trim, returned into Ulster, [about the beginning of May 1317.]

In the course of this fruitless expedition, the ^{Ford. xii.} Scots were reduced to the necessity of feeding on ^{25.} horse flesh, and multitudes of them perished through hunger *. The King repaired soon after to his

may conclude, that the exaggeration, as to the force of each army, is proportional; and, consequently, that the English assembled at Kilkenny were more numerous than the Scots. The chief commanders of the English were, Edmond Butler the deputy, Thomas Fitz-John, Earl of Kildare, Richard Clare, Arnold Poer, Maurice Rochfort, and Thomas Fitz-Maurice.

* “ In eadem expeditione multi fame perierunt; reliqui vero carnibus equorum usi sunt;” *Fordun*, L. xii. c. 25. The annals of Ireland say, “ That the Irish who were with the Scottish army, eat flesh in Lent without any necessity;

own dominions, with the glory of having over-run Ireland, at the expence of the lives of many of his most faithful subjects.

Barbour, 334. 340.
Leland, i, 547. During his absence, the English had made various attempts to disturb the tranquility of Scotland. The Earl of Arundel, with a numerous body, invaded the forest of Jedburgh. Douglas drew the English into an ambush, forced them to fight at disadvantage, and defeated them. In this action Thomas de Richemont was slain†. Edmond de Cailaud ‡, a knight of Gascony, and Governor of Berwick, made an inroad into Teviotdale, and wasted the country. While he was returning loaded with spoil, Douglas set on him, and killed him, and many Gascons under his command. Intelligence was conveyed to Douglas, that Robert Ne-

Barb. 316.
Leland, i. 547.

Barbour, 317. 322.
Leland, i. 547.

and that, next year, they were punished for their sin, being 'constrained through famine to eat one another.' The same annals add, "That it was reported, that some wretches had 'dug dead bodies out of the grave, *boiled the flesh in their skulls*, 'and fed on it ;" as if the famine had consumed the spits and the kettles ! But the aim of the annalist was to display the enormity of the sin of eating flesh in the season of Lent. It is probable that the poor Irish violated Lent by eating horse-flesh ; this, surely, was a venial transgression.

† Barbour, p. 337. supposes, that Thomas de Richemont commanded the English ; but *Scala Chron.* ap. Leland. T. i. p. 547. says, "King Edward sent the Erle of Arundel as 'capitayne ynto the marches of Scotlande, where he suffered reproche by James Douglas at Lincelly, yn the forest of 'Jedworth, and ther was Thomas of Richemont slayne." Barbour says, that Thomas de Richemont fell by the hand of Douglas, and that Douglas took the furred hat which he wore above his helmet. In *Histoire de Bretagne par Lobineau*, T. i. p. 665. there is a portrait of Arthur de Richemont, Duke of Britany, with a *furred hat*, such as is described by Barbour.

‡ Such I conjecture his name to have been. Barbour, p. 316. calls him *de Cailow*. In Fordun, L. xii. c. 25. he is called *Kylaw*. Both these words are evidently corrupted.

ville had boasted that he would encounter him whenever he saw his banner displayed. Douglas advanced to the neighbourhood of Berwick, displayed his banner, burnt some villages, and provoked Neville to take the field. Neville fell, and his forces were discomfited*.

The English invaded Scotland by sea, and anchored off Inverkeithing in the Frith of Forth †. Five hundred men, under the command of the Earl of Fyfe and the Sheriff of that County, attempted to oppose their landing; but intimidated by the numbers of the English, they made a precipitate retreat. William Sinclair, Bishop of Dunkeld, happened to meet the fugitives †; "Whither are you flying?" said he to the commanders: "You deserve to have your gilt spurs hacked off." Then throwing aside his ecclesiastical vestment, he seized a spear, and cried, "Who loves Scotland, follow me." He led the Scots again to the charge, and impetuously attacked the enemy, who had not completed their landing. The English gave way, and were driven to their ships, with considerable loss. When the King heard of the intrepidity of this

Barbour,
341. 345.
For. xii. 25.

* In *Scal. Chron.* ap. Leland, T. i. p. 547. it is said, "the same James Douglas, by treason of the marchers, discomfited the band of Englishmen at Berwicke, where Robert Neville was slain." It is not explained wherein the treason of the marchers consisted.

† *Barbour*, p. 341. says, that the English landed to the west of Inverkeithing; but *Fordun*, L. xii. c. 25. says, that they landed at Donibristel, which lies to the east of that place. The variation is of little consequence: It serves, however, to show, that Fordun did not implicitly transcribe from Barbour.

‡ He had a country-seat at Ouchtertoul, in that neighbourhood: *Fordun*, L. xii. c. 25. *Barbour*, p. 344. says, that the Bishop was "right hardy, meikle, and stark." This courageous prelate was the brother of Henry Sinclair of Rosslyn. See *Keith*, catalogue of Bishops, p. 51.

prelate, he said, "Sinclair shall be *my* bishop." Under the appellation of *the King's Bishop*, Sinclair was long remembered by his countrymen.

Foedera,
iii. 594.

After the return of the King of Scots from his expedition into Ireland, Pope John XXII. issued a bull, commanding a truce for two years between England and Scotland, under pain of excommunication. He dispatched two Cardinals into Britain to make known his commands, and he privately impowered them to inflict the highest spiritual censures on Robert Bruce, and on *whomever else* they thought fit *.

Ibid. 614.

There is extant an authentic account of the negotiations of the cardinals: It may be said to exhibit the best original portrait of Robert Bruce which has been preserved to our times.

Ibid. 657.
661.—663.

About the beginning of September 1317, the Cardinals sent two messengers to the King of Scots. The King graciously received the messengers, and heard them with patient attention. After having consulted with his barons †, he made answer, "That he mightily desired to procure a good and perpetual peace, either by the mediation of the Cardinals, or any other means." He allowed the *open* letters from the Pope, which recommended peace, to be read in his presence, and he listened to them with all due respect; but he would not receive the *sealed* letters addressed to *Robert Bruce*

* "Quofvis alios;" *Foedera*, T. iii. p. 614. The cardinals, entrusted with such liberal powers of damnation, were Gaucelin Johannis, i. e. Fitz-Jean, a cardinal priest under the title *SS. Marcellini et Petri*, and Lucas de Flisco, a cardinal deacon, under the title *Sanctae Mariae in via lata*.

† "Like a judicious person," *tanquam prudens*, says the dispatch from the Cardinals to the Pope; *Foedera*, T. iii. p. 662.

governing in Scotland †. “Among my Barons,” said he, “there are many of the name of *Robert Bruce*, who share in the government of Scotland; these letters may possibly be addressed to some one of them; but they are not addressed to *me*, who am *King of Scotland*; I can receive no letters which are not addressed under that title, unless with the advice and approbation of my parliament. I will forthwith assemble my parliament, and with their advice return my answer.”

The messengers attempted to apologize for the omission of the title of *King*: They said, “That the holy church was not wont, during the dependence of a controversy, to write or say ought which might be interpreted as prejudicial to the claims of either of the contending parties.” “Since, then,” answered the King, “my spiritual father and my holy mother would not *prejudice* the cause of my adversary, by bestowing on me the appellation of *King* during the dependence of the controversy, they ought not to have *prejudiced* my cause by withdrawing that appellation from me. I am in *possession* of the Kingdom of Scotland; all my people call me *King*; and foreign Princes address me under that title; but it seems that my parents are partial to their English son. Had you presumed to present letters with such an address to any other sovereign Prince, you might, perhaps, have been answered in a harsher style; but I reverence you as the messengers of the holy see.” He delivered this sarcastical and

† “Gubernator Scotiæ;” it would be read in French, *Regent d’Ecosse*, or *en Ecosse*. I have endeavoured to retain that ambiguity of which Bruce took advantage.

resolute answer with a mild and pleasant countenance *.

The messengers next requested the King to command a temporary cessation of hostilities. "To that," replied the King, "I can never consent; without the approbation of my parliament, especially while the English daily invade and spoil my people."

The King's counsellors told the messengers, that if the letters had been addressed to *the King of Scots*, the negotiations for peace would have instantly commenced. They imputed the slighting omission of the title of King to the intrigues of the English at the papal court, and they unguardedly hinted, that they had this intelligence from Avignon.

"While the title of King is with-held," said the messengers to their constituents, "there can be no hopes of a treaty."

Foedera,
iii. 683.
684.

On receiving this intelligence, the Cardinals resolved to proclaim *the papal truce* in Scotland. In this hazardous office they employed Adam Newton, guardian of the monastery of Minorites at Berwick: He was charged with letters to the Scottish clergy, and particularly to the Bishop of St Andrew's. He found the King of Scots with his army in a wood near Old Cambus †, making prepa-

* "Laeta facie et amabili vultu, semper ad patrem et matrem reverentiam ostendendo;" *Foedera*, T. iii. p. 662.

† "Ad quandam villam veni, quae vocatur *Haldecambeus*, distantem a Berewico per duodecim milliaria: Juxta quam villam, in quodam nemore, Dominus Robertus de Brus, cum suis complicitibus, latebat, cum diversis machinamentis suis, ad obsidendum et destruendum villam Berewici, et circa hujusmodi insidiationes die nocteque laborat sine requie;" *Foedera*, T. iii. p. 683. The mention of a wood near Old Cambus, will induce some of my readers to remark what mighty alterations have happened in that country since the beginning of the 14th century.

rations for the assault of Berwick. Although personal access to the King was denied, the obedient monk proclaimed the truce by the authority of the Pope. When the King of Scots was informed that the papal instrument still denied him his titles, he returned them back, saying, "I will listen to 'no Bulls, until I am treated as King of Scotland, and have made myself master of Berwick."

The monk, terrified at this answer, requested either a safe-conduct to Berwick, or permission to pass into Scotland, and deliver letters to some of the Scottish clergy. But both his requests were denied, and he was commanded forthwith to leave the country. In his return to Berwick he was way-laid, stripped, and robbed of all his parchments, together with his letters and instructions *. The robbers, it is said, tore the Pope's Bull †.

Foed. iii.

708.

Ibid. 707.

709.

In the whole transaction concerning the truce, the Pope appears to have been the servile tool of England. Edward submitted to an ordinance which, probably, he himself had projected, and which he saw to be necessary in the present exigencies of his affairs; but Bruce despised and derided it.

* "In itinere meo obviam habui quator vespiliones armatos obfidiose et infidiose destinatos, qui spoliaverunt me omnibus literis et vestimentis usque ad carnem, et ut conjicio dictus Dominus Robertus, et complices sui, qui talia procurarunt, habent literas; quid de eis fecerunt penitus ignoro;" *Foedera*, T. iii. p. 684. This letter from the Minorite, is dated in *vigilia S. Thomae Apostoli*, [i. e. 20th Dec.] 1317. By *Vespiliones*, the writer means *Night-walkers*. It is probable that the robbers sought to discover any secret correspondence that might have been carried on with the Scottish clergy to the prejudice of the state.

† This circumstance, though not related by the messenger, is mentioned in a Bull issued June 1318; *Foedera*, T. iii. p. 707. If the Bull was indeed torn, it must have been owing to accident; there could be no reason for doing it intentionally.

1318.

We have seen that the messengers from the Cardinals found the King of Scots occupied in military preparations for the siege of Berwick. The King, however, laid aside his purpose of employing force alone in the reduction of that place.

One Spalding, a citizen of Berwick, having been harshly treated by the governor †, resolved to revenge himself. He wrote to a Scottish Lord ‖, whose relation he had married, and offered, on a certain night, to betray the post where he kept guard. The Scottish Lord durst not of himself engage in an enterprise so perilous and important; he therefore communicated this intelligence to the King. "You did well," said the King, "in making me your confident; for if you had told this either to Randolph or to Douglas, you would have offended the one whom you did not trust. Both of them, however, shall aid you in the execution of the enterprise." The King

Barb. 347.
—352. Leland, i. 547.
Walf. 111.

† Barbour does not mention his name. It is probable, however, that Roger Horsely was governor or captain of Berwick at that time. See *Leland*, T. i. p. 547.

‖ Although this person is called by Barbour *the Marshall*, yet I suspect this to be a corruption of *the Marche Earl*, or *Patrick Earl of March*, who had now abandoned the English interest, and espoused the party of Bruce. My reasons are, 1st, When Barbour has occasion to mention the Marshall of Scotland, as in describing the battle of Bannockburn, he calls him *Sir Robert Keith*. 2^d, The Earl of March often resided in the neighbourhood of Berwick, and, consequently, could hold intercourse with Spalding more easily than Sir Robert Keith could, who had no residence in those parts. 3^d, Barbour says, that the person whom he terms *the Marshall*, was at that time sheriff of Lothian. This office seems better fitted for the Earl of March than for the Marshall of Scotland. 4th, In *Scal. Chron.* ap. Leland, T. i. p. 547. it is expressly said, "James Douglas, by help of *Patrike Counte of Marib*, and *Peter Spalding of Berwike*, got Berwike owt of the Englishmennes handes."

commanded him to assemble a body of troops, and to repair to a certain place. He gave separate orders to Randolph and Douglas, for rendezvousing at the same place and hour. The troops, thus cautiously assembled, marched to Berwick, and, assisted by Spalding*, scaled the walls, and, in a few hours, were masters of the town, [28th March 1318.] The English historians acknowledge that the Scots gave quarter to all who demanded it†. The garrison of the castle, and the men who had fled into it from the town, perceived that the number of the Scots was small, and made a desperate sally; but they were repulsed, chiefly by the extraordinary valour of a young knight, Sir William Keith of Galston.

When the King of Scots heard of the prosperous result of the enterprise against the town of Berwick, he collected what forces he could, hastened to the siege of the castle, and obliged the English to capitulate. He committed the charge of this important acquisition to Walter the Stewart of Scotland. The Stewart, not doubting that the English would endeavour to recover Berwick, made preparations for sustaining a siege, and assembled his own kindred and vassals to aid him in the discharge of his trust.

Immediately after the reduction of Berwick, the Scots entered Northumberland, took the castle,

Chron. Lan-
necost, ap.
Tyrrel, iii.
272.

* From some expressions in *Walsingham*; Hist. p. 111. and *Ipod Newstr.* p. 503. Tyrrel has concluded, vol. iii. p. 272. that Spalding was governor of the castle, while another person commanded in the town; and that, after the castle was betrayed, the town sustained a siege. When the fact is explained, as I have done from Barbour, there will be no occasion for this awkward hypothesis.

† "Neminem occidendo qui voluit obedire," *A. Murimuth*, p. 53.

‡ It is strange that historians should have so grossly mistaken the time of the reduction of Berwick. *Buchanan*, l.

ties of Werk and Harbottle by siege, and Mitford by surprise.

In May they again invaded England, penetrated into Yorkshire, burnt Northallerton, Burroughbridge, Scarborough, and Skipton in Craven, and forced the inhabitants of Rippon to redeem themselves by payment of one thousand merks. They then returned to Scotland with much booty, and, as an English historian expresses it, "driving their prisoners before them like flocks of sheep." So helpless and contemptible was England become through civil dissensions.

Chron. Lan-
caster, ap.
Tyrrel. iii.
272.

The interposition of the Pope was now obtained, with the view of intimidating the Scottish nation. The Pope ordered the two Cardinals in England to excommunicate Robert Bruce and his adherents. The reasons which he assigned for this, were the treatment of the messengers of the holy see, and the assault of Berwick, in violation of the truce which had been proclaimed by papal authority*.

viii. p. 146. places that event in 1315; *A. Murimuth*, p. 52. in 1317; and *Walsingham*, p. 111. in 1319. There is a considerable variation between our authors and the English, as to the endurance of the siege of the castle. Barbour says, that it surrendered on the sixth day after the surprise of the town, i. e. on the 2d of April 1318. But *Scala Chron.* ap. *Leland*, T. i. p. 547. says, "The castle kept a xi weekes after, and then for lak of vitaille and rescue, was gyven up." Ther Roger Horseley, the capitayn of the castel for the Englishmen, lost one of his eyes." The invasion of England by the Scots in May, renders this account of the long endurance of the siege altogether incredible.

* In the Bull addressed to the Cardinals, the Pope says, That there were other reasons for this excommunication, which he chose at present to pass over in silence; *Foedera*, T. iii. p. 708. In the Bull addressed to Edward, he says, That they had been communicated to him by the two Cardinals; *Foedera*, T. iii. p. 712. It is impossible to determine what were the reasons for excommunication thus referred in *petto*.

Edward had summoned a parliament to meet at Lincoln; but he was obliged to prorogue it, on account of the Scottish invasion †, and to assemble an army at York for the defence of the country, [8th and 10th June 1318.]

Foedera,
iii. 713.

In a parliament held at London [about Michaelmas,] it was agreed, that every city and town in England should furnish a certain proportion of soldiers compleatly armed ‡. Thus a considerable body of troops was collected; but when they came to the rendezvous at York, their party animosities and mutual distrust rose to such a height, that it was found necessary to disband and send them back to their habitations.

Walf. 111.

Edward Bruce, contrary to the judgment of all his officers *, engaged in battle with the English

Barb. 377.
—383.
Chron. Hibern. ap.
Camden,

† *Tyrrel*, vol. iii. p. 272. gravely says, "That the incursions of the Scots should have rather produced the quite contrary effect; for, *what fitter provision could be made against this invasion of the Scots, than the unanimous advice and assistance of the clergy, and great men of the kingdom.*" This author has composed many volumes concerning the constitution and history of England, and yet he seems to have forgotten that the military tenants of the crown, who composed the greatest part of the parliament, did also compose the army, and that the same persons could not at once deliberate in parliament, and oppose the enemy in the field.

‡ *Walsingham*, p. 111. says, That London furnished 200 men compleatly armed [ducenti viri armati ad unguem,] Canterbury 40, St Albans 10, and the other cities and towns in proportion. It were to be wished that Walsingham had recorded more of the quotas; the small proportion furnished by London is remarkable. Walsingham well describes the fate of this army, "*qui congregati magnum confluxerunt exercitum et hostibus melius formidandum; sed cum pervenissent ad Eboracum, subito tumultu pariter et simulate cum aliis impudentis, infecto negotio licentiatum ad propria redierunt.*"

* It is a prevailing notion among our historians, that Edward Bruce rashly fought, while powerful succours, under the command of the King his brother, were approaching. This,

at Fagher near Dundalk, [5th October 1318.] The English, commanded by John Lord Bermingham, obtained a compleat victory. John Maupis slew Edward Bruce, and was found, after the battle, stretched dead on the body of his enemy. The Lord Soulis, and John the brother of the Stewart of Scotland, were among the slain. Philip de Moubray was mortally wounded †. After the defeat, John Thompson ‡, leader of the men of Carrick, collected a few stragglers, and, through many difficulties, led them into the north of Ireland. From thence they returned home, with the intelligence, that the ambitious project of establishing a new kingdom on the ruins of the English power, was annihilated.

Chr. Hiber.
ut sup.

The corps of Edward Bruce was not treated with honours like those which the King of Scots bestowed on the brave English who fell at Ban-

however confidently and repeatedly asserted, appears to be altogether a popular fiction. The King of Scots was too much engaged at home, and too intent on the preservation of his important conquest of Berwick, to risk his forces in a new invasion of Ireland.

† *Barbour*, says, that Moubray, after having been stunned by a blow, and made prisoner, extricated himself out of the hands of the enemy; but he does not say that Moubray recovered of his wounds. The Irish Chronicle, subjoined to Camden's *Britannia*, computes the number of the Scottish army at 3000. *Barbour* says, that they were about 2000, not including the Irish; so that there is no contrariety in the two accounts. *Walsingham*, p. 111. says, that there fell of the Scots 29 barons and knights, and 5800 common men. In *Cox's history of Ireland*, vol. i. p. 99. it is said, that "there were under Lord Bermingham 1324 good soldiers." I presume, that men compleatly armed are here meant; for it is not probable, that there were no archers in the English army.

‡ It is probable that *Barbour* learnt his intelligence of the Irish war from this *John Thompson*. The account is curious, although, in some particulars, exaggerated.

nockburn. His body was quartered, and distributed for a public spectacle over Ireland. Bermingham presented the head of Edward Bruce to the English King, and obtained the dignity of *Earl of Louth*, as a reward of his services*.

The death of Edward Bruce, and of Marjory the King's daughter, made some new regulations necessary with respect to the royal succession.

In December 1318, a parliament was assembled at Scone. The whole clergy and laity renewed their engagements of obedience to the King, and solemnly promised to assist him in the defence of the rights and liberties of Scotland, against all mortals, *however eminent they may be in power, authority, and dignity*. By this memorable expression they, no doubt, intended to describe the Pope, as well as the English King.

Anderfon,
independ.
of Scotland
ap. No. 25.
Fordun,
xiii. 12.

They declared, that whoever violated this engagement, should be held in very deed as a betrayer of the kingdom, and guilty of high treason without remission†.

It was enacted, that if Robert King of Scots did without issue male, Robert Stewart, the son of Marjory the King's daughter, should, as his nearest and lawful heir, succeed to the crown of Scotland.

In the event of the succession devolving on Robert Stewart, or on any other heir of the King's body, while under age, the King, with the unanimous consent of the parliament, granted the offices

* The grant was made in a parliament at York, 12th May 1319. *Foedera*, T. iii. p. 767. It shews the manner in which Earls were created at that time. It confers twenty pounds *per annum* on him for his services in the battle of Dundalk, under the name of *Earl of Loueth*, [Lowth,] and gives that Earldom to him, and the heirs-male of his body, by the service of one fourth of a knight's fee.

† Such appears to be the import of the expression, "crim-
inis læsæ Majestatis reus in perpetuum habeatur."

of tutor or curator of the heir, and of guardian of the kingdom, to Thomas Randolph Earl of Moray, and, failing him, to James Lord Douglas.

But it was declared, that this appointment should cease, whenever it appeared to the major part of the community †, that such successor was capable of taking upon himself the administration of government in person.

Randolph and Douglas declared their willingness to accept the offices provisionally conferred on them; and they made oath faithfully to discharge their duty, and to observe, and cause to be observed, the laws and customs of Scotland.

“ And for that, in certain times past, doubts had arisen, although without sufficient cause, by what rule the right of succession to the kingdom of Scotland ought to be judged, it was now declared and defined, That it ought not to have been regulated according to the practice in cases of inferior fees or inheritances, since no such practice had been hitherto introduced in the succession of the crown, but that the male nearest to the King, at the time of his death, in the direct line of descent, should succeed to the crown; and, failing such male, the nearest female in the same line; and, failing the whole direct line, the nearest male in the collateral line, respect being had to the right of blood by which the last King reigned *. And

† “ Quousque communitati regni vel majori et *seniori parti* visum fuerit,” &c. The words *senior pars*, or *the most judicious part*, are certainly exegetical, and mean nothing else than *the majority*. Were they understood in any other sense, the provisions of the statute would appear inextricable.

* “ Praeterea, cum aliquibus praeteritis temporibus a quibusdam, licet minus sufficienter, in dubium fuisset revocatum, quo jure successio in regno Scotiae, si clara forsitan non extiterit, decidi deberet ac terminari: In eodem parlamento per clerum et populum declaratum extitit ac diffinitum, quod per

‘ this,” says the statute, “ appears agreeable to the imperial law.”

Many salutary laws were enacted in this parliament †. The liberties of the Scottish church were asserted, and provision made for the security of the persons and property of ecclesiastics. All men were required to array themselves for war ; and, according to their different conditions, the armour and weapons of each order of men were defined. Every person, on his road to the King’s host, was required to live at his own charges, without oppressing the country ; and the manner of punishing transgressors, while on their road, was accurately laid down.

The parliament declared those to be guilty of a capital offence, who supplied the enemy with

‘ consuetudinem in inferioribus feudis seu haereditatibus in regno observatam, cum in successione regni aliqua talis consuetudo non fuit introducta, minime debuit, seu in futurum debeat, dicta successio terminari ; sed quod proximior masculus tempore mortis regis, ex linea recta descendente, vel, masculo deficiente, proximior femella ex eadem linea, vel illa linea penitus deficiente, proximior masculus ex linea collateralis, attento jure sanguinis quo ipsi Regi defuncto jus regnandi competeat, Regi de cujus successione agi forsitan contigerit, sine contradictione aut impedimento quocunque in regno debeat succedere, quod juri imperiali fatis consonum censetur ;” see *Anderfon*, *Independency of Scotland*, App. No. 25. *Fordun*, L. xiii. c. 13. I have rendered the words of this act of settlement as justly as I could ; at the same time, I acknowledge, that I do not understand their precise import, nor the consequences which might have arisen from them in certain supposable cases. I have not translated the expression, “ si successio clara forsitan non extiterit,” because it seems redundant.

† The statutes of Robert I. have been published by Skene. After having collated various MS. copies of those statutes, I can venture to assert, that Skene’s edition is most incorrect. As for his Scottish version of the statutes of Robert I. it strangely perverts, or mistakes, the sense of the original ; yet we have been so long habituated to the errors of Skene, that I know not whether a more accurate edition of the statutes which he has disfigured would be acceptable to the public.

weapons of any kind, or with any assistance whatever *.

1b. c. 24. By another statute, ecclesiastics were disabled from remitting money to the papal court for the purchase of bulls. The measure was violent; but the partiality of the Pope to the interests of England might serve to justify it.

The statute also prohibited the English absentees from drawing money out of Scotland †.

* This is a singular statute. In the MSS. it is C. 6. but I quote it according to Skene, C. 35. "*Quum per leges sit negata facultas fidelibus barbaros viſualibus ſeu armorum generibus confortare, ſub poena capitalis ſententie, omnibus et ſingulis incolis noſtris cujuſcunque conditionis exiſtant firmiter et ſtriſte inhibemus, ne quis arcus, ſagittas, aut aliquid genus armorum, ſeu equos aut alia aſſiamenta, Anglicis, hoſtibus noſtris et noſtri regni publicis, donent vel vendent, vel apud eos transferant, per quae nobis ſeu confederatis noſtris et benevolis inferri valeat nocumentum, ſub poena vitae et membrorum, ac omnium quae erga nos amitti potuerint quoquo modo.*" The expreſſion *per leges*, alludes to l. 2. Cod. *Quae res exportari non debent*. This is one of the moſt expreſs references to the Roman law that occurs in any of our authentic ſtatutes. The conſtitution of the Emperor Marcian was adopted as an apology for the ſeverity of this ordinance. The Scottiſh legiſlature; however, improved upon the model of the Emperor, by adding the clauſe of *alia aſſiamenta*. Every kind of exportation to England, in time of war, was declared to be puniſhable with death and forfeiture.

The parallel between *alienigenae Barbari* and *Anglici*, exhibits a lively portraiture of the national animoſities which then prevailed.

Had Skene remarked the alluſion to the Roman law, he would never have tranſlated the paſſage thus; "*For ſa meikill as be the lawes, liberty or licence is denied to all faithfull ſubjects to help or comfort the enemies with any kind of armour, under the paine of death.*"

† It is probable that the perſon principally aimed at by this clauſe of the ſtatute, was David de Strathbolgie, Earl of Athole. At this time he ſtood high in the confidence of Edward II. yet the merits of his father continued to ſcreen him from a ſeverer puniſhment than that which this ſtatute provides.

There were also various laws enacted in this parliament, respecting the polity of the kingdom : To explain them all would require a much longer detail than is consistent with the nature of this work. There are two, however, which shall be briefly illustrated. The one relates to *theft-bute*. He who paid the *bute*, composition, or ransom, was to be held as a thief convicted ; and he who received it was to be severely fined ; and, if unable to pay the fine, was to be imprisoned during the King's pleasure *.

Ib. c. 9.

The other statute enacted, that no one should invent rumours by which there might arise matter of discord between the Sovereign and his people : And it was provided, that the offender should be imprisoned until the King's pleasure was known.

Ib. c. 21.

The offence, which makes the subject of this statute, is but too well known by the name of *leafing-making*. The statute neither defines the crime nor the punishment. It is borrowed from a statute of Edward I. Robert I. introduced some English laws into Scotland. An antipathy at Ed-

Stat. 1.
Westm.
c. 34. 3tio.
Edward. I.
an. 1275.

* The fourth section of this statute is remarkable ; "*Salvis tamen libertatibus illorum dominorum, qui per Reges Scotiæ ante Dominum Regem qui nunc est, in talibus habent libertates sibi concessas.*" How are we to understand this singular reservation ? It appears to imply that a permission to compound with thieves was indulged to some landholders, by special grant. There may be many such grants in ancient deeds, although they have not occurred to me. Indeed, the sovereign might be justified for permitting what he could not effectually prohibit. There is a proviso in c. 137. James I. which may possibly serve to illustrate this obscure passage : " Saifand that this statute sall not strike to bordourers, dwelling on the marches, but for theft to be done after the making of this statute." Hence there is a probability that if *theft-bute* was ever authorised at all, it must have been upon the marches.

ward I. was not inconsistent with favour for his laws, as being politic engines in the hands of an able prince.

Foedera,
iii. 752.

It appears, that, about this time, the two cardinals who resided in England, pronounced the sentence of excommunication against the King of Scots and his adherents *. Messengers were sent to the Pope, from the Scots, to solicit a reversal of the sentence; but Edward dispatched the Bishop of Hereford, and Hugh d'Espencer the elder, to counteract this negociation. Edward also informed the Pope of certain intercepted letters which had been written from Avignon to the Scots.

Ibid. 761.

The Pope ordered the Scots at Avignon, and the persons who had corresponded with Scotland, to be taken into custody.

1319.

Ibid. 770.

Robert Count of Flanders was not so obsequious in granting the requests of the English King. The Scots were wont to trade with Flanders, and had received from thence arms and military stores. Edward requested the Count of Flanders to prohibit the Scots from entering his country; but the Count made this memorable answer: "Flanders is the common country of all men; I cannot prohibit any merchants from trafficking there, as they have been wont; for such prohibition would tend to the ruin of my people †."

* In an instrument dated 14th January 1318-19, Edward speaks of the sentence as lately pronounced. I know not what occasion there was for renewing a sentence against Bruce, who stood already under the papal curse.

† Terra nostra Flandria euniverfis cujuscunque regionis est communis, et cuique liber in eadem patet ingressus, nec possumus mercatoribus suas exercentibus mercaturas ingressum, prout hactenus consueverunt, denegare, quia ista cederent in defolationem nostrae terrae et ruinam;" *Foedera*, T. iii. p. 770.

At this critical period, there were some persons of authority in Scotland who secretly expressed their wishes of deserting the national cause, and of being received into favour by the English government. Edward obtained permission from the Pope to treat with the traitors; he having assured the Pope that he expected by this negotiation to divide and weaken the Scots*.

Foedera,
iii. 758.
764.

Edward was now, to all appearance, in amity with the Earl of Lancaster, and the other male-content Lords. He determined to regain Berwick; and, with a view to that enterprise, ordered his army to assemble † [at Newcastle upon Tyne, 24th July 1319.]

Trivet,
cont. 27.
Foed. iii.
777.

Ibid. 774.
784.

He requested the prayers of the clergy for the success of his expedition, and he demanded a great loan of money from them, [20th July.]

Ibid. 786.
787.

To prevent the approach of succours, the English drew lines of countervallation round Berwick. Confiding in their numbers, they made a general assault. The Stewart and his garrison, after a long and obstinate contest, repulsed the enemy, (7th September.)

Walf. xii.
Barbour,
355.
Ford. xii.
37.

The next attempt of the besiegers was on the side towards the river. At that time the walls of

Barb. 359.

* The expressions of Edward are remarkable: " Ut nobis est relatum in secreto, quamplures de Scotis inimicis et rebellibus nostris, super pace sua et benevolentia nostra procurandis, tractare desiderant, asserentes praeter ipsorum quietem nostra commoda et honores in eisdem procurari.— Speramus etiam quod redeuntibus ad pacem nostram aliquibus de dictis inimicis personis gravibus, alii in se dividuntur, et gravius turbabuntur, sicque ad ecclesiae sanctae et nostram obedientiam facilius revertentur." Foedera, iii. 764.

† 2300 foot soldiers from Wales were summoned to his army; Foedera, T. iii. p. 774. And of the vassals and tenants of the Earl of Lancaster, 1000 foot soldiers completely armed, and 1000 archers; Foedera, T. iii. p. 784.

Berwick were of inconsiderable height, and it was proposed to bring a vessel close to them, and by means of a draw-bridge, let down from the mast, to enter the town. But the Scots so annoyed the assailants, that the vessel could not be brought within the proper distance. At the ebb of the tide it grounded, and was burnt by the besieged.

Barbour,
365.

Another engine employed by the English is called a *sow* *. It appears to have been a large fabric, composed of timber and well roofed, having stages within it, and in height surpassing the wall of the town. It moved upon wheels, and was calculated for the double purpose of conducting miners to the foot of the wall, and armed men to the storm.

There was in the service of the Scots one John Crab, a Fleming, esteemed a most expert engineer. He constructed a moveable crane, whereby stones of a great weight might be raised on high, and then let fall upon the enemy.

* In many particulars it resembled the *testudo arietaria* of the ancients. "*Sus*, machina bellica, quae et *seropha*, Gallis '*true*;' "*Du Cange*. "Unum fuit machinamentum, quod '*nostri suum*, veteres *vineam* vocant, quod machina levibus tignis colligata, tecto tabulis cratibusque contexto, lateribus '*crudis coriis communitis*, protegit in se subsidentes, qui quasi '*mora suis* ad murorum suffodienda penetrant fundamenta;" *W. Malmsh. L. iv. Hist.* "Dum quidam nobiles, ligneis '*obumbrati machinis*, quae quia verrere videbantur in antra, '*sues* appellari non videtur inconsonum;" *Elmh. Hen. v. c. 59*. This note is transcribed from that very curious and instructive work *The Antiquities of England*, by *Mr Grose*, See *Preface*, p. 13. 4. In Scotland a long hay-stack is termed a *sow*: probably from a traditionary remembrance of the warlike engine which went under that name; hence we may have a distinct notion of the figure of this engine. We must always remember, that in 1319, the walls of Berwick were so low, that, according to Barbour's expression, "one man '*with a spear might*, from the outside, strike in the face '*another who stood on them*,"

The English made a general assault on the quarter towards the sea, as well as on the land-side. The garrison, exhausted by continual duty, could scarcely maintain the numerous posts. The great engine moved on to the walls; stones were discharged against it from the crane, but without effect; and all hopes of preserving Berwick were lost. At once the beams of the engine gave way, by the force of a huge stone, happily directed *. The Scots poured down combustibles and burnt it.

Nevertheless the English, eager to regain their ancient reputation in arms, continued the assault with unrelenting ardor. The Stewart, with a reserve of a hundred men, went from post to post, and relieved those who were wounded and unfit for combat. One foldier alone remained with him of the reserve, when the alarm came that the English had burnt a barrier at the port called *S^t Mary's*, possessed themselves of the draw-bridge, and fired the gate. The Stewart hastened thither, called down the guard from the rampart, ordered the gate to be set open, and rushed through the flames upon the enemy. A desperate combat ensued, and continued until the close of the day, when the English commanders withdrew their troops on every quarter from the assault, [13th September.]

The King of Scots could not, with any probability of success, attack the fortified camp of the English; and he saw that the Stewart and his garrison, if not relieved, would, at last, be reduced to

* *Barbour*, p. 369. relates that when the engine gave way, the Scots cried out from the walls, "See your sow has farrowed." *Barbour's* account of the siege of Berwick is valuable for the many characteristic circumstances which it contains.

the necessity of capitulating; he, therefore, resolved to make a powerful diversion in England, by which he hoped to constrain Edward to abandon his enterprise.

Walsing.
111, 112.
Barb. 363.
Leland, 1.
462.

Fifteen thousand men, under the command of Randolph and Douglas, entered England by the west marches. They had concerted a plan for carrying off the wife of Edward from her residence near York †; and, in exchange for a captive so valuable, they expected to purchase the safety of Berwick. Having been disappointed in the execution of this plan, they wasted Yorkshire. The Archbishop of York hastily collected a numerous rabble of commons and ecclesiastics, and encountered the Scots at Mitton, near Borough-bridge, in the North-riding of Yorkshire. The English were instantly routed. Three thousand were left dead on the field, and great part of the fugitives drowned in the Swale *. In this action there fell three hundred ecclesiastics, [20th September.] According to the savage pleasantries of those times, this rout was termed by the Scots, the *Chapter of Mitton*.

Barb. 365.

Ibid. 375. When the news of the inroad and successes of the Scots reached Berwick, a diversity of opinions arose among the English commanders. The Barons whose estates lay in the south, remote from the Scottish depredations, were eager to continue the

† *Walsingham*, p. 112. asserts, that some persons about the Queen had been bribed to betray her into the hands of the Scots.

* The words of *Walsingham*, p. 112. are, "Sed quia jam pene totus eorum exercitus in armis fuerat, mox contra nostros inexercitatos et inexpertos, et sine duce vel ordine venientes, ordinatissime occurrerunt, et levi negotio nostros fuderunt, et ad tria millia hominum in ore gladii peremerunt, et magna pars eorum qui fugerunt in fluvio de Swala rapaci gurgite suffocata."

siege ; but the northern barons were no less determined in their resolution of abandoning a doubtful and hazardous enterprise, and of returning to protect their own country. With them the Earl of Lancaster concurred ; his favourite manour of Pontefract was now exposed to the ravages of the Scots ; and therefore he departed from Berwick with his numerous adherents †. Edward, upon this, drew off the remains of his army, and attempted to intercept Randolph and Douglas. But they eluded him, and returned with safety and honour into Scotland. Walf. 112.

And now Edward began to entertain serious Foed. iii. thoughts of peace with Scotland. Commissioners 791. 797. for negotiating the treaty were appointed by both 803. 805. nations *. 809.

It may seem strange that Pope John XXII. the Foed. iii. obsequious tool of England, should have chosen 797. 810.

† *Walsingham*, p. 112. relates this event in a different manner. He says, that Edward, with his wonted foolishness [*fatuitate solita*,] thus expressed himself: "As soon as Berwick is won, I will give the command of the town to Hugh le d'Espenser, and of the castle to Roger *Tamari* (r. *Dammory*)," and that the Earl of Lancaster, disgusted at this resolution, marched off with his adherents. But the account which Barbour gives is more probable: Although le d'Espenser was the enemy, yet Roger Dammory was one of the confidents of Lancaster. *Walsingham* himself observes this, p. 116. And, indeed, we have evidence of it under the Earl's own hand, *Foedera*, T. iii. p. 927. The retreat from Berwick appears to have been a judicious measure. Randolph and Douglas had advanced far into England, at the head of a well-disciplined and victorious army. Had Edward remained before Berwick, they might have committed such devastations in a few days, as it would have required a century to repair.

* The Scottish commissioners were William de Soulis, Robert de Keith, Roger de Kirkpatrick, Alexander de Seton, and William de Montfichet, all knights ; to them four ecclesiastics were joined ; *Foedera*, T. iii. p. 809.

this season for enforcing spiritual censures against Bruce and his adherents ; yet certain it is, that he ordered his delegates to publish the general sentence of excommunication, at whatever times and places they might judge expedient, [17th November.] Not satisfied even with this, he commanded the antient sentence to be published, which his predecessor Clement V. had passed on Bruce for the slaughter of Comyn [8th January 1319-20.] Whether this unseasonable exertion of authority ought to be ascribed to the zeal of the Pope, or to some visionary policy of Edward II. it is impossible to determine.

Foed. iii. A truce was concluded between the two nations
816. [21st December 1319,] to endure until Christmas 1321 †.

1320.

Anderfon, The Scots having obtained this interval of tran-
Diplomata
No. 51. 52. quility, resolved to justify their cause, in a mani-
For. xii. 23. festo addressed to the Pope.

In a parliament assembled at Aberbrothock, [6th April 1320,] a letter to the Pope was drawn up by the Barons, freeholders, and whole community of Scotland.

They began with mentioning the fabulous origin of the nation from Scythia and Spain, their boasted line of one hundred and thirteen native Kings, the establishment of the Christian religion in Scotland, by the ministry of Andrew the apostle, and the favour which the Roman pontiffs had shewn to their forefathers, as being under the special patronage of the brother of St Peter.

† *Tyrrel*, vol. iii. p. 278. says, that the Scots immediately violated this truce, invaded England, burnt the suburbs of York, and made prisoner John de Bretagne Earl of Richemont. This is a mistake copied from *Walsingham*, p. 113. *Walsingham* himself says, p. 117. that the Earl of Richemont was made prisoner long after this time. The account of that vent will be related in its proper place.

After this puerile preamble, full of the prejudices of an ignorant and superstitious age, they proceeded in a more elevated and manly stile.

"We continued to enjoy peace and liberty with the protection of the papal see, until Edward, the late King of England, in the guise of a friend and ally, invaded and oppressed our nation, at that time without a head, unpractised in war, and suspecting no evil. The wrongs which we suffered under the tyranny of Edward, are beyond description, and, indeed, they would appear incredible to all but those who actually felt them. He wasted our country, imprisoned our prelates, burnt our religious places, spoiled our ecclesiastics, and slew our people, without discrimination of age, sex, or rank. Through the favour of Him *who woundeth and maketh whole*, we have been freed from so great and innumerable calamities by the valour of our Lord and Sovereign *Robert*. He, like another Josuah, or a Judas Maccabeus, gladly endured toils, distresses, the extremities of want, and every peril, to rescue his people and inheritance out of the hands of the enemy. The Divine Providence, that legal succession, which we will constantly maintain, and our due and unanimous consent, have made him our chief and King. To him, in defence of our liberty, we are bound to adhere, as well of right, as by reason of his deserts, and to him we will, in all things, adhere; for through him salvation has been wrought unto our people. Should he abandon our cause, or aim at reducing us and our kingdom under the dominion of the English, we will instantly strive to expel him as a public enemy, and the subverter of our rights and his own, and we will chuse another King to rule and protect us; for, while there exist an hundred of us, we will never submit to England. We fight not

‘ for glory, wealth, or honour, but for that liberty
‘ which no virtuous man will survive.

“ Wherefore, we most earnestly request your
‘ Holiness, as the Vicegerent of *Him* who giveth
‘ equal measure unto all, and with whom there is
‘ no distinction either of persons or nations, that
‘ you would behold, with a fatherly eye, the tribu-
‘ lation and distresses brought upon us by the En-
‘ glish, and that you would admonish Edward to
‘ content himself with his own dominions, esteem-
‘ ed in former times sufficient for seven kings, and
‘ allow us Scotsmen, who dwell in a poor and re-
‘ mote corner, and who seek for nought but our
‘ own, to remain in peace. In order to procure
‘ that peace, we are willing to do whatever is con-
‘ sistent with our national interests.

“ Herein it behoves you, Holy Father, to inter-
‘ pose. You behold with what cruelty the Hea-
‘ then rages against the Christians, for the chastise-
‘ ment of their sins, and that the boundaries of
‘ Christendom are daily contracted. How must
‘ your memory suffer in after ages, should the
‘ Church be diminished in glory, or receive re-
‘ proach under your administration?

“ Rouse, therefore, the Christian Princes, and
‘ call them to the rescue of Palestine: They pre-
‘ tend that wars with their neighbours hinder that
‘ enterprise; but the true cause of hindrance is,
‘ that, in subduing their weaker neighbours, they
‘ look for less opposition, and profit more im-
‘ mediate. Every one knows, and we now declare
‘ it to you, and to all Christendom, that our King
‘ and we are willing to undertake the holy expedi-
‘ tion, if Edward will permit us to depart in peace.

“ Should you, however, give a too credulous ear
‘ to the reports of our enemies, distrust the sinceri-
‘ ty of our professions, and persist in favouring the
‘ English, to our destruction, we hold you guilty, in
‘ the sight of the Most High, of the loss of lives,

* the perdition of souls, and all the other miserable
 ' consequences which may ensue from war between
 ' the two contending nations.

" Ever ready, like dutiful children, to yield all
 ' fit obedience to you, as God's Vicegerent, we
 ' commit our cause to the protection of the supreme
 ' King and Judge : We cast our cares on him, and
 ' we steadily trust that he will inspire us with va-
 ' lour, and bring our enemies to nought."

It will be remarked, that, in this manifesto, no mention is made of the clergy of Scotland. We must not, however, suppose that they were less zealous than the laity in the national cause. But the stile of the letter was such, that it could not, with propriety, be avowed by ecclesiastics, especially in an address to the head of their church.

Although the Scottish Barons appeared unani-
 mous in their resolution to maintain the govern-
 ment of Robert, yet there were concealed traitors
 among the patriots. William de Soulis, and some
 other persons of quality, conspired against the
 King. The plot was revealed by the Countess of
 Strathern *. Soulis having been apprehended,
 made a full confession.

Ford, xiii.
 1. Barbour,
 395,—398.

The conspirators were tried in parliament, [at
 Scone, August 1320.]

Soulis and the Countess of Strathern were con-
 demned to perpetual imprisonment.

Gilbert de Malerb and John de Logie †, both
 Knights, and Richard Brown an Esquire, were

* *Fordun*, L. xiii. c. 1. says, That the Countess of Strathern confessed her offence, and was punished with perpetual imprisonment. *Barbour*, p. 396. says, That the conspirators were discovered through a lady, whose name he does not mention. From comparing the two narratives, there is reason to conclude, that the Countess of Strathern revealed the plot.

† From a charter granted by Robert Bruce to the Black-Friars at Perth, there is some reason to suspect, that John de

found guilty of treason, and suffered the punishment of traitors.

Roger de Moubray died before sentence. Yet a like sentence was pronounced upon his dead body. The King, however, mitigated this rigour, and allowed him all the honours of sepulture.

The fate of David de Brechin was much deplored. That brave young man, the nephew of the King, had served with reputation against the Saracens. To him the conspirators, after having exacted an oath of secrecy, had revealed their plot. He condemned their undertaking, and refused to share in it; yet, entangled by his fatal oath, he concealed the treason. Notwithstanding his relation to the Royal Family, his personal merits, and the favourable circumstances of his case, he was made an example of rigorous, although impartial justice.

Sir Eustace de Maxwell, Sir Walter de Berclay sheriff of Aberdeen, Sir Patrick de Graham, Hameline de Troupe, and Eustace de Rattray, were tried and acquitted.

Ford. xiii. 1. It is impossible to discover the nature of this conspiracy. Fordun says in general, that the Lord Barb. 396. Brechin and the rest were convicted of high treason. Barbour asserts that the plot was formed against the life of the King, and he seems to insinuate, that the conspirators meant to place the crown on the head of Soulis *.

Logie forfeited at an earlier period. That charter is dated *2d Feb. anno regni nostri quarto decimo*, and mentions the tènement of Logy, *quod fuit quondam Johannis de Logy, militis, et quod forisfecit*. This charter is in the archives of the borough of Perth. As Bruce ascended the throne on the 27th March 1306, the 2d day of February, in the 14th year of his reign, seems to be 2d February 1319-20.

* This William de Soulis seems to have been the grandson of Nicolas de Soulis, one of the competitors at the time of the disputed succession. Nicolas claimed in right of his

Boece relates the circumstances of this event with as much confidence as if he had assisted at the condemnation of the criminals. According to him, the King of Scots had in parliament required his barons to produce the titles by which they held their lands: But the barons at once drew their swords, intimating, that by arms they would maintain their estates against all regal encroachments. The King desisted from his requisition; nevertheless, he entertained secret thoughts of revenge. The barons, dreading his resentment, conspired to betray their country to England †.

Boece, xiv.
305.

This parliament, in which so much noble blood was shed, continued long to be remembered by the vulgar, under the appellation of *the black parliament*.

Fordun,
xiii. i. 3-

It appears that the Pope was alarmed at the language which the Scottish barons had used in their manifesto; for he addressed a Bull to Edward, earnestly recommending peace with Scotland. Neither ought it to escape observation, that, in this Bull, the Pope sometimes employs the very expressions of the Scottish manifesto ‡, and that he be-

Foed. xii.
846.

grand-mother, the daughter of Alexander II. and he would have excluded the other competitors, had her legitimacy been ascertained.

† This is a tale ill-connected and improbable. It cannot be supposed that *all* the barons should have been so much offended at the King's requisition; for some of them had received renewed charters, and others, original grants from him; neither could the barons be alarmed at what was indeed consonant to the law and practice of that age. See *Quon. attachiamenta*, c. 25.

‡ Thus the Scottish barons said to the Pope, "*corporum excidia, animarum exitia, et caetera, quae sequuntur incommoda. Vobis ab Altissimo credimus imputanda.*" The Pope in his Bull speaks thus of war, "*quot animarum exitia, excidia corporum, et alia non facile enumeranda incommoda secum trahunt;*" *Foedera*, T. iii. p. 847.

flows on Bruce the ambiguous title of *Regent of the Kingdom of Scotland**.

Foed. iii.
848. The King of Scots sent ambassadors † to the Pope, and solicited a repeal of the sentence of excommunication. The Pope pretended that the instructions of the ambassadors were not sufficiently ample; he, however, allowed the King of Scots to renew his solicitations at any time before the first of May 1321.

Ib. 851. 853.
854. 860. The English King appointed commissioners for treating of peace with Scotland, [15th September.] Philip le Long, King of France, under pretence of consulting the honour and advantage of Edward, desired that some persons on his part might be present at the congress. Edward thanked the King of France for his *good will*, yet he thanked him, as if suspecting his sincerity. The Pope also made a like request. Edward consented to it; but desired that Rigand, Bishop elect of Winchester, might be one of the persons present at the treaty on the part of the Pope. In all this there is an air of reserve, which seems to intimate that Edward distrusted both the King of France and the Pope.

Ib. 862. Edward still entertained hopes of exciting dissension among the Scots. With this view, he appointed commissioners for receiving into favour all the Scots who might be desirous of reconciliation with England, (17th November). He even granted an indemnity to all the inhabitants of Scotland, excepting only the rebels who were of English

* "Inter te et *Regentem* regni Scotiae," *ibid*.

† The ambassadors were Edward de Mambouillon, and Adam de Gordon, Knights; *Foedera*, T. iii. p. 848. The Pope made excuses to Edward II. for his lenity in permitting Bruce to be still heard against the sentence of excommunication.

birth, or who claimed right to estates in that kingdom *, (11th December).

1321.

The Pope had sent the Bishop of Winchester, ^{Foed. iii.} and one William, a friar, to the King of Scots ^{548.} with letters. Edward would not suffer the letters to be delivered; and he made this apology to the Pope, "that there were certain expressions in 'them which it was not held safe to communicate 'to Bruce †," [14th May].

Edward had lately endeavoured to excite dissensions among the Scots; but the dissensions in his own kingdom now required all his solicitude. The violence of the Earl of Lancaster, and his associates, against the two D'Espencers, made an irreparable breach between the King and many of his most powerful barons.

The Earl of Lancaster was one of those politicians who estimate the lawfulness of actions by their probable success. This person, a Prince of the blood, and, in the opinion of the people, an eminent patriot, entertained a treasonable correspondence with the Scots.

A passport granted by Douglas to Richard de ^{Foedera.} Topclif, an emissary of Lancaster, is the first proof ^{907.—924.}

* This is a singular instrument. David Earl of Athole is one of the commissioners for granting the indemnity. The only exceptions from the indemnity are thus expressed: "Illis de regno nostro Angliae, qui contra nos hostiliter extiterunt, et aliis qui terras infra dictum regnum nostrum clamant habere, omnino exceptis;" *Foedera*, T. iii. p. 865. Hence some of the persons who assisted at the slaughter of Comyn, might have taken the benefit of the indemnity, and thus one great object of the Scottish war would have been overlooked.

† "Propter aliqua verba, in dictis literis inserta, sanum videbatur eas non esse dicto Roberto porrigendas;" *Foedera*, T. iii. p. 884.

that we have of this correspondence †, [7th December 1321]. This passport was ratified by Randolph, as acting for the King of Scots, who appears at that time to have been indisposed.

Foedera,
iii. 927.

The Scots, encouraged by the prospect of an alliance with the malecontents, invaded Northumberland, and the bishoprick of Durham, as soon as the truce expired *. It is probable that they were conducted by Douglas in this invasion †.

H. Knygh,
2539.

While the Earl of Lancaster, and his associates, were endeavouring to collect their forces. Edward took the field, and disconcerted the whole plan of their ambition. Lancaster marched to Burton upon Trent with what troops he could assemble; but he was dislodged from thence, and obliged to retreat to his castle of Pontefract.

Foedera,
iii. 927.

He wrote a letter to Douglas in his own name †, and in the name of the Earl of Hereford, and other barons of that party, requesting an interview, "that we may," said he, "adjust all points of our alliance, and agree to live and die together."

† It bears, "escript a *Estlebredebelys* de dimaigne en la feste ' Seint Nicolas, l'an de grace 1321;" The feast of St Nicolas is celebrated on the 6th December. I wish to know what place is meant by *Estlebredebelys*. This is of moment for ascertaining a certain material circumstance in our history.

* ' Finita treuga, inter nos et ipsos nuper inita, regnum ' nostrum in magna multitudine ingressi ;' *Foedera*, T. iii. p. 927.

† This is collected from the letters which passed between Douglas and the English malecontents; *Foedera*, T. iii. p. 926. 927. and from this other circumstance, that at the time Randolph was at Cavers in Scotland; *Foedera*, T. iii. p. 926.

† The letter is in *Foedera*, T. iii. p. 927. Although not signed, it must have been addressed to Douglas from the Earl of Lancaster.

At the same time, he desired a passport for messengers to be sent into Scotland.

The bearer of this letter was to have delivered it on the 7th of February; but Douglas had removed his quarters, and by that accident there was some time lost. More time still was lost, because Douglas judged it necessary to procure the passport from Randolph, who then lay in Scotland near the borders. And thus it happened that Douglas could not return any answer before the 17th of February. His answer was general, referring to the messenger for particulars. It was addressed to *King Arthur*, which seems to have been a sort of cypher denoting the Earl of Lancaster *. It does not appear that the unhappy man had so much as concerted the terms of his treaty with the enemies of England. After so many days had been lost at this critical conjuncture, Lancaster continued his retreat towards the north. Sir Andrew Hartcla met him near Borrowough-bridge and defeated his army, [16th March 1321-2.] The Earl of Hereford was slain in the action. Lancaster fled, and next day surrendered himself. Having been tried in the presence of the King and barons, he was found guilty and beheaded †, [22d March 1321-2.]

H. Knygh.
2540.—41.
Th. de la
More, 596.
Foed. iii.
936.
Walf. 116.

* This is more probable than that *Thomas* Earl of Lancaster should have assumed to himself the title of King, under the fantastic appellation of *Arthur*. 1. In the proposal for an alliance with Scotland, which was found upon the Earl of Hereford, he is called *Earl of Lancaster*. 2. In his trial no mention is made of his having assumed or received the appellation of King; yet the circumstance of the letter addressed to *King Arthur* was known at that time; for *Walsingham*, p. 116. says "cum Thomas Comes introductus fuisset in villam * [Pontefract] a tota gente derisus est, et acclamatus *Rex Arthurus*, et ubique subsannatus."

† The people of England imagined that many miracles were wrought through the intercession of the Earl of Lan-

Foed. iii.
943. The services of Sir Andrew Hartcla were rewarded with the dignity of *Earl of Carlisle*, conferred on him and his issue male. To this an annual pension of 1000 marks was added.

1322.

Ibid. 944. In a high strain of exultation, Edward informed the Pope, that he had crushed his rebellious subjects, and was preparing to invade Scotland. "Give yourself no farther solicitude," said he, "about a truce with the Scots; the exigencies of my affairs inclined me formerly to listen to such proposals; but now I am resolved to establish peace by force of arms," [25th March.]

H. Knygh.
2542.
For. xiii. 4. While Edward was making his preparations for subduing Scotland, the Scots penetrated by the western marches into Lancashire, spoiled the country at pleasure, and returned home loaded with extraordinary booty *.

Foed. iii.
952, 959.
967.
Walsing.
116. Edward, after having requested the Pope to enforce the sentence of excommunication against the Scots, invaded Scotland with a formidable army, (August.)

The King of Scots had been obliged, at Bannockburn, to risk the fate of his kingdom on the event of one battle; but now there was no such necessity; and therefore he avoided a general engagement, where every thing might have been lost, and where
Barb. 385. nought but glory could have been won. Having

caster; and, which is more extraordinary, Edward III. solicited the Pope to canonize this person, who was undoubtedly a traitor to his country; *Foedera*, T. iv. p. 208.

* This inroad is well described by *Knyghton*. p. 2542. "Anno gratiae 1322, circa translationem Sancti Thomae, intraverunt Scoti in Angliam per medium Furnessiae, et comitatum Lancastriae devastaverunt undique, absque aliquo damno suorum, colligentes immensam praedam auri et argenti, animalium, ornamentorum ecclesiasticorum, lectualium, mensalium, abducentes onustas carredas de omnibus bonis patriae ad suum placitum."

ordered the whole cattle and flocks to be driven off, and all effects of value to be removed from the Merse and Lothian, he fixed his camp at Culrofs, on the north side of the frith of Forth.

His orders were so exactly obeyed, that, as *Barbour*, *386.* *Tranent* reports, the only prey that fell into the hands of the English was a lame bull at *Tranent* in East-Lothian. "Is that all you have got?" said Earl Warenne when the spoilers returned to the camp; "I never saw so dear a beast †."

Edward advanced to the neighbourhood of Edinburgh, without opposition, indeed, but also without hope of mastering the kingdom. His provisions were soon consumed, and there was no possibility of obtaining any supplies. Famine began to prevail in the English camp, and many of the soldiers perished for want of food. Edward, after all his mighty preparations for subduing Scotland, was obliged to retire without having ever seen an enemy. His soldiers, in their retreat, plundered the abbeys of Holyrood and Melros, burnt the abbey of Dryburgh, and other hallowed places, slew many monks, and violated whatever was most sacred in their religion *. Returning to commodious and

† This sarcastical and ill-timed reflection is related as in *Barbour*, p. 386. *Fordun*, L. xiii. c. 4. gives it in still fewer words: "Quod illius tauri caro erat nimis cara;" that is, "This beef is very dear." Had Warenne spoken thus to the King, it might have been considered as a gallant freedom of speech, suiting a baron of those times; but the words addressed to the soldiers, would have been petulance and mutiny in any age.

* "Spoliatis tamen in reditu Anglorum, et praedatis monasteriis Sanctae Crucis de Edinburgh et de Melros, atque ad magnam desolationem perductis; in ipso namque monasterio de Melros Dominus Willelmus de Peblis, ejusdem monasterii prior, unus etiam monachus tunc infirmus et duo conversi caeci effecti, in dormitorio eorundem ab eisdem Anglis sunt interfecti, et plures monachi lethaliter vulnerati,

Walſing. 117. plentiful quarters in England, they indulged themſelves in exceſſes productive of mortal diſeaſes, in ſo much that, according to an Engliſh hiſtorian, almoſt one half of the great army which Edward had led into Scotland, was deſtroyed either by hunger or intemperance †.

Foed. iii. 973. Edward, on his return to England, appointed Andrew Hartcla guardian of the weſt marches, and David de Strathbolgie Earl of Athole, guardian of the Eaſt, [15th September.]

Foed. 973. Edward had ſcarcely taken theſe precautions for the ſecurity of his kingdom, when the Scots appeared with a numerous army before the caſtle of Norham. Edward lay at the abbey of Biland in Yorkſhire; a body of his troops was advantageouſly poſted in the neighbourhood. The Scots, by a forced march, endeavoured to ſurpriſe him; to this, it is ſaid, they were incited by ſome traitors who were about his perſon *. Edward eſcaped to York,

Walſ. 117.
Murim. 59.

* *corpus Dominicum ſuper magnum altare fuit projeſtum, ablata pixide argentea in qua erat repoſitum. Monasterium de Dri-
burgh igne penitus conſumptum eſt, et in pulverem redac-
tum, ac alia pia loca quamplurima per prædicti Regis vio-
lentiam ignis flamma conſumpſit;* Fordun, L. xiii. c. 4.

† “Cumque multi de Regis exercitu perveniſſent ad pro-
pria, et gultaſſent cibos avidius, mox vel diſruptis viſceribus
moriebantur, aut conſumpta natura ſemper imbecilles et
debiles permanſerunt, vires præhabitas recuperare non va-
lentes;” *Walſingham*, p. 117. “Ubi penè perdidit medi-
am gentem ſuam pedibundè maximè; *ibid.* *Knyghton*, p.
2542. ſays, that near 16000 men periſhed. Knyghton erro-
neouſly ſuppoſes, that, in the following year, Edward again
marched into Scotland, and returned, after having proceeded
no farther than to Melros.

* Edward himſelf ſeems to have aſcribed this to the negli-
gence of Lewis de Beaumont Biſhop of Durham. Henry de
Beaumont had ſaid, that if his brother Lewis, or any other per-
ſon of noble birth, was appointed to the ſee of Durham, he would
ſo well defend the frontier, as to be like a *ſtone wall* againſt
the invaſions of the Scots. “I named you, Biſhop, ſaid the

with the utmost difficulty, abandoning all his baggage and treasure to the enemy. The English camp was supposed to be accessible only by one narrow pass. Douglas undertook to force it. Randolph, leaving that part of the army which he commanded, presented himself as a volunteer under Douglas his friend. The attack was resisted by the English with undaunted courage. The King of Scots ordered the Highlanders and the men of the Isles to climb the precipice in which the English confided. They obeyed, and the English fled. John de Bretagne Earl of Richemont, Henry de Sully, a Frenchman of quality, and many other persons of note, were made prisoners. The Stewart, with five hundred men, pursued the English to York, and, in the spirit of chivalry, remained at the gates until evening, waiting for the enemy to come forth and renew the combat *.

Feod. iii.
278, 282.
Th. de la
More, 596.

The King of Scots had formerly received some discourtesies from the Earl of Richemont. In the first exultation of victory, he so far forgot his own character and dignity, as to reproach his prisoner †;

Barb. 295a
294.

“ King to Lewis de Beaumont, and yet your negligence has been so great, that your territory and the adjacent parts have suffered more from the Scots under your administration than in the days of any of your predecessors ;” *Fœdera*, T. iii. p. 994.

* “ Walter Stewart that great bountie
“ Set ay upon hy chevalry,
“ With five hundred in company,
“ Unto York’s gates the chace can ma
“ And there some of their men can sla,
“ And there abade while near the night,
“ To see if any would ish and fight.”

Barbour, p. 393.

† “ And when he saw John of Britain
“ He had at him right great engraigne,
“ For he was wont to speak highly
“ At home, and o’er despitously,

but to Sully and his companions, he expressed every kindness. "I know," said he, "that ye fought to prove yourselves valiant knights in a strange land, and not from enmity to me."

Murim. 59.
Th. de la
More, 596.

The Scots committed great outrages in Yorkshire; at Rippon, as if they had meant to use reprisals, they murdered many ecclesiastics. They had so little apprehensions of any enemy, that they continued their incursions to Beverley in the East-riding*; but the clergy and citizens, by paying a large ransom, purchased immunity from pillage†. After having wasted England, and braved the power of their late invader, the Scots returned home unmolested.

Andrew Hartcla, Earl of Carlisle, had received the highest honours and the most distinguished trust from Edward; he now betrayed his King and his benefactor.

Much has been related by historians concerning the nature of his treason. I propose to make men-

' And bad him have him away on hy
' And look he keeped were straitly;
' And said, *were it not that he were*
' *Sik a captive*, he should buy fore
' His words that were so angry."

Barbour, p. 393, 394.

The sentiment, as expressed by Barbour, seems obscure; the meaning may be, that the Earl of Richemont would have been worse used, had it not been on account of his eminent rank.

* It is evident, that, after the rout near Biland abbey, Edward was not able to oppose the Scots in the field. We learn from *Foedera*, that he remained at York, while the Scots extended their arms to Beverley, in a remote corner of the East-riding of Yorkshire, and almost to the banks of the Humber.

† "In villa de Beverlaco neminem occiderunt, quia pro CCC libris se burgenfes et canonici redemerunt, et sic Scoti, propter instantem hiemem, redierunt;" *A. Murimuth*, p. 59.

tion of those circumstances alone which appear from authentic instruments.

About the beginning of January 1322-3, Edward received intimation that the barons of the north of England had entered into a treaty for a truce with the Scots. He prohibited any further proceedings in this treaty, and commanded Hartcla instantly to inform himself of its nature and conditions, to provide for the security of Carlisle, and to repair to court; "that I may be directed," said the King, "by your advice, and the advice of my other faithful counsellors." Foedera, iii. 983^b

Either the English King had at that time no suspicions of the fidelity of Hartcla, or he acted with the most profound dissimulation.

But Hartcla having avoided the presence of his injured Sovereign, Edward ordered him to be arrested as a traitor, (1st February 1322-3). Ibid. 988.

Edward appointed his brother, Edmund Earl of Kent, to be sole guardian of the marches, [5th February 1322-3]; and thus deprived both Hartcla and the Earl of Athole of their offices. Ibid.

Commissioners were appointed to try the offences of Hartcla, (27th February 1322-3). Ibid. 999.

It was found at his trial that he had had an interview with Bruce, and had become bound, as well by writing as by oath, to maintain him and his heirs in the right and possession of Scotland*: That Bruce had agreed to name six persons, and Hartcla as many, who, by common consent, were to regulate the weighty affairs of both kingdoms: That Hartcla had promised to resist all those who might endeavour to obstruct this treaty; and that he had induced the people of the country to swear to the observance of it. Ibid.

* "Pour maintenir le dit Robert d'estre Roi d'Ecosse proprement, et pour maintenir au dit Robert et ses heirs le royaume d'Ecosse entirement;" *Foedera*, T. iii. p. 999.

Foedera,
iii. 994. Edward also charged Hartcla with having pretended to act under the royal authority in the negotiations for a truce with Scotland; but this charge, however probable, appears not to have been proved to the court.

Ibid. 999.
1000.
Murim. 60. The court condemned Hartcla to be degraded, and to suffer the punishment of a traitor †. This

† "That you shall be degraded, and lose the title of Earl for yourself and your heirs in all time to come: That you shall be ungirded of your sword, and have your gilt spurs cut off from your heels;" *Foedera*, T. iii. p. 999. The sentence also bears, "That his heart, bowels, and intails, should be plucked out, burnt to ashes, and the ashes scattered in the air." It assigns, what, it seems, is the moral of this savage mode of punishment: "Because from them your traitorous devices proceeded," [dout les treitronses penzez vindrent]; *Foedera*, T. iii. p. 1000. His quarters were to be exposed on the towers of Carlisle and Newcastle, on the bridge of York and at Shrewsbury, and his head was to be fixed on London bridge. The English historians relate some other particulars concerning Hartcla, which are more dubious; as, that the King of Scots had agreed to give him his sister in marriage; *A. Murimuth*, p. 60. *Walsingham*, p. 118. I doubt much whether the King of Scots had any unmarried sister at that time. *Walsingham* says, That Hartcla became a traitor from his enmity to Hugh le D'Espenser, whom he perceived to increase daily in the favour of the King; *Ibid.* *Murimuth* says, That he was arrested by Anthony de Lucy, his special confidant, p. 60. But it appears from *Foedera*, T. iii. 988. 1000. that Henry Fitz-Hugh was the person appointed to arrest Hartcla, and that de Lucy was at that time sheriff of Carlisle; so that, if de Lucy took Hartcla into custody, he did no more than what the duty of his office, superior to the rights of private friendship, indispenibly required. The Chronicle of Lanercost, quoted by *Tyrrel*, vol. iii. B. 10. p. 301. says, That by Hartcla's treaty with Scotland, the King of Scots was to pay 80,000 merks to Edward, in annual payments of 8000 merks, and that Edward was to have the disposal of the marriage of the eldest son of the King of Scots. All this, however, is improbable; the sum of money, as matters then stood, exceeds credibility; and the clause as to the marriage of the eldest son of the King of Scots, must seem strange, when we recollect that, at that time, he had no son at all.

sentence was immediately executed, [at Carlisle, 2d March 1322-3].

Dishonoured by his flight from Biland, impoverished and weakened by the repeated calamities of war, and betrayed by those in whom he placed confidence, Edward now agreed to a cessation of arms "with the men of Scotland who were engaged in war against him." But the King of Scots would not consent to the truce in that form. He thus wrote to Henry de Sully, who acted as a mediator between the two nations: "I see from the copy of the letters of the King of England which you have transmitted to me, that he says *he has granted a cessation of arms to the men of Scotland who are engaged in war against him*. This language is very strange. In our former truces, I was always named as a principal party, although he did not vouchsafe to give me the title of King; but now he makes no more mention of me than of the least person in Scotland; so that, if the treaty were to be violated by him, I should have no better title than the very meanest of my subjects to demand redress. I cannot consent to a truce granted in such terms; but I am willing to consent, if the wonted form is employed. I send you a copy of the King's letter; for I imagine that you have either not perused it, or not adverted to its tenor," [21st March 1322-3. Dated at Berwick].

Foed. iii
1003.

It is probable that the omission which gave rise to this animated letter was accidental. For, in Edward's consent to the cessation of arms, [dated 14th March], Bruce is treated as a principal party.

1323.

Edward demanded the opinion of his counsellors as to the expediency of this truce. Henry de Beau-

Ibid, 1001.

Ibid, 1021.

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mont, one of the counsellors, refused to give his opinion. Edward then commanded him to depart from the council-board. "I had rather go than stay," answered Beaumont. He saw, but he was too proud to acknowledge, the necessity of the truce. His behaviour admits of no apology. In questions as to what is constitutional, and what is illegal, a counsellor, from diffidence of his own knowledge, or from ignorance, may hesitate: But, when the question is as to expediency, a counsellor ought to deliver his opinion with that dignity which suits his rank, and with the spirit of a free man, [30th March 1323].

Foed. iii. 1022. On the same day, the treaty of truce, to endure until the 12th June 1336, was concluded, [a Thorpe in the neighbourhood of York].

It was agreed, that during the truce, no new fortresses should be erected in Cumberland, to the north of the Tine, or in the counties of Berwick, Roxburgh, and Dumfries.

By a very singular article it was provided, "that Bruce, and the people of Scotland, might procure absolution from the Pope; but, in case there was no peace concluded before the expiration of the truce, that the sentence of excommunication should revive." It does not appear how laics, by their own authority, could limit or qualify the operations of a spiritual sentence; and, therefore, it may be presumed, that this provision was made with the consent of the Pope, implied, if not expressed.

Ibid. 1031. Bruce, under the style of *King of Scotland*, ratified the treaty (at Berwick, 7th June 1323), with the consent of his Bishops, Earls, and Barons*.

* The persons who, together with the King, made oath for the observance of this truce, are thus described in the instru-

Edward, while he was negotiating this truce, employed his ambassadors at the Papal Court to widen the breach between Scotland and the Pope. He requested the Pope to ratify and publish in due form †, the sentence of excommunication against Bruce and his adherents. He said that the Scots, by their contempt of the censures of the church, had incurred the suspicion of heresy, and that they had proceeded to the criminal excess of inflicting tortures, and even capital punishments, on ecclesiastics, without regard to their sacred character ‡. He farther requested the Pope not to give his sanction for electing Scotsmen to the episcopal office in their native country; "because," said Edward, "the Scottish prelates are they who cherish the nation in its rebellion and contumacy."

Before the Pope had made answer to this request, accounts of the truce between the two nations arrived. This afforded to the Pope an opportunity of denying the request of Edward. He said, that it was his duty to promote, and still more to enforce a truce; and that, as the King of England had consented that the Scots might obtain a temporary absolution at least, it would be improper to ratify and publish the sentence of excommunication. As to the demand concerning Scottish Bishops, the

ment. All the Earls of Scotland; but their names are not specified. The Stewart, James Douglas, John Menteth, Robert Keith, Henry St Clair, Gilbert de la Haye, David Lindefay, David Graham, Alexander Frisel [or Frazer,] Hugh Ross, Robert Boyd, and Robert Lauder the elder; *Foedera*, T. iii. p. 1025.

† "Per crucis signationem et alia juris remedia;" *Foedera*, T. iv. p. 31.

‡ "His diebus, in contemptum ecclesiarum, indifferenter personas ecclesiasticas torquent et occidunt;" *Foedera*, T. iv. p. 22.

Pope made answer, that to grant it, would be to deprive the flock of pastors altogether, seeing no Englishman could receive admittance into Scotland.

The King of Scots, on his side, resolved to send ambassadors for soliciting a reconciliation with the church. Previous, however, to this embassy, he judged it expedient that his nephew Randolph should endeavour to sound the dispositions of the Papal Court.

Foedera,
iv. 38.

The Pope sent a narrative to the King of England of the conversation which passed between him and Randolph. The narrative is exceedingly curious and characteristical.

Randolph having been admitted to an audience, informed the Pope, that he had made a vow to repair to the Holy-land, but that he could not accomplish it without the permission of the Papal see; and that the main purpose of his journey to Avignon was to seek the indulgences usually bestowed on those who undertook that religious expedition.

The Pope made answer, that it was not fit to grant such permission and indulgences to one who, as a simple individual, could not perform any effectual services; and, as an excommunicated person, could not further his own salvation in Palestine: But, he added, that he would hereafter lend a favourable ear to this petition, if Randolph did his utmost endeavours for procuring the establishment of peace between the two nations.

Randolph then said, that ambassadors were speedily to be sent from Scotland, to solicit a reconciliation with the church, and he requested the Pope to grant them his *own passport* in ample form.

The Pope, although he could not grant this, offered to issue letters requisitorial for their *safe-*

conduct, addressed to all the Princes through whose territories they might have occasion to journey.

Randolph next produced a commission from his uncle of the following tenor : “ The King of Scots
‘ makes offer to the Pope, that he will accompany
‘ the French King in his intended expedition to
‘ the Holy-land ; and, if that expedition should not
‘ take place, that he himself will repair in person
‘ to the Holy-land, or send his nephew, Thomas
‘ Randolph, Earl of Moray, in his stead.”

To this proposal the Pope made answer, “ that,
‘ until Bruce concluded a peace with England, and
‘ was reconciled to the church, it would not be
‘ decent to receive him as a crusader, either in so-
‘ ciety with the French King, or by himself.”

Then the shrewd ambassador observed, that his own wishes were most ardent for peace with England, and for a perfect reconciliation with the catholic church : That to this end he would sincerely labour, were he assisted by the good offices of his Holiness ; but that, for rendering such interposition effectual, it would be expedient, and indeed absolutely necessary, that a Bull should be addressed to Bruce, under the appellation of *King*. He was confident that a Bull, with that conciliating title, would be reverently received ; but he greatly feared, that if the name of *King* was withheld, that which had happened formerly would again happen, and the Bull would remain unopened.

The Pope hastily consented to a proposal made with so much appearance of candour ; but recollecting the consequences of what he had done, he endeavoured to apologize for it to the King of England. “ I remember to have told you,” said he, “ that my bestowing the title of *King* on
‘ Robert Bruce, would neither strengthen *his*
‘ claim, nor impair *yours*. My earnest desires are
‘ for a reconciliation and peace ; and you well
‘ know, that my Bull, issued for attaining those

‘ salutary purposes, will never be received in
 ‘ Scotland, if I address it to Bruce under any
 ‘ other appellation but that of *King*; I therefore
 ‘ *exhort you, in your royal wisdom, that you would be*
 ‘ *pleased patiently to suffer me to give him that ap-*
 ‘ *pellation* *. I hear that reports have reached
 ‘ you, as if Randolph had made other proposals,
 ‘ prejudicial to you, and your kingdom; but you
 ‘ may assure yourself, that I would not have per-
 ‘ mitted any proposals of that nature to have been
 ‘ so much as mentioned in the absence of those to
 ‘ whom you have committed the superintendency
 ‘ of your affairs †. Besides, Henry de Sully, a
 ‘ person of known zeal for your honour and in-
 ‘ terest ‡, was present at the audience which I gave
 ‘ to Randolph; he heard all that passed, and he
 ‘ would not have suffered me, even if I had been
 ‘ so inclined, to receive any proposals prejudicial
 ‘ to you, or your kingdom,” [13th January
 1323-4].

This narrative displays Randolph in the character of a consummate politician.

His first request to the Pope was merely personal, expressing his own zeal in the service of the

* “ *Providentiam Regiam exhortamur quatenus—Velit Regia circumspectio acquanimiter tolerare, quod nos scribamus eidem Roberto sub titulo Regiae dignitatis;*” *Foedera*, T. iv. p. 29. This singular language is preserved in the translation.

† “ *Negotiorum regiorum promotoribus non vocatis;*” *Foedera*, T. iv. p. 29. It is uncertain whether the Cardinals pensioned by England, or the Bishop of Winchester, and the Dean of Lincoln, the English ambassadors, are here meant.

‡ He was a pensioner of England, as the Pope well knew; for the Pope, in a letter to Edward, of the same date, requested him to continue his favours to Henry de Sully; *Foedera*, T. iv. p. 28. Sully was probably the bearer of the letter giving an account of what had passed at the audience of Randolph.

church, and the estimation in which he held her indulgences ; this he represented as the chief business of his journey to Avignon. Although the Pope could not grant the *first and principal request* of Randolph, yet he declared himself willing to listen to it whenever a proper opportunity should offer ; and he made his future favour to depend on Randolph's sincerity in promoting the establishment of peace.

Randolph then talked of a reconciliation with the church, an essential preliminary of peace ; he mentioned an embassy from Scotland having that object in view ; and he demanded a passport for the ambassadors in a form which would have persuaded the world that the Pope himself had invited a reconciliation. The Pope perceived the tendency of the request, and eluded it.

Randolph next produced his commission from the King of Scots, offering to perform a service meritorious in itself, and connected with the glory of the French King, which could not fail of being interesting to a Pope born a Frenchman, and residing at Avignon. The Pope eluded this offer also, but without shewing any marks of displeasure at the extraordinary proposal, that a person lying under the curse of the church should engage in a crusade by authority of the Pope.

After Randolph had soothed the passions, and conciliated the favour of the Pontive, he opened the true business of his embassy ; and *that*, not as from the King of Scots, but merely as the amicable suggestion of his own zeal for peace, and the honour of the church : and he so judiciously enforced the topics of persuasion, that the Pope consented to give the title of *King* to *one excommunicated person*, by the advice of *another*.

Edward, however, was not convinced by that casuistry which held, " that to bestow the title of ^{Æd. iv.} *King* on his antagonist, was a matter of indif-
46.

ference." He remonstrated against the concession which the Pope was willing to make; he said, that it was a thing dishonourable to the church, and highly prejudicial to the claims of the English crown: And he added, with great shew of reason, "that the Scottish nation would naturally conclude, that the Pope intended to acknowledge the *right*, where he had given the *title*." Neither did Edward omit to retort the maxim of Papal policy, "that no alteration in the condition of the parties ought to be made during the subsistence of the truce."

For. xiii. 5. A son was born to the King of Scots [at Dunfermline, 5th March 1323-4], and named *David*. The court-poets of those times foretold, that this infant would one day rival his father's fame, and prove victorious over the English *.

1324.

Foedera, iv, 62, 81. Edward, the son of John Balliol, had resided for many years on his paternal estate in Normandy, neglected by England, and forgotten by the Scots. The English King now required his presence at court†. It is impossible to discover the purpose of this requisition: The presence of the representative of the rival family could not serve to facilitate the negotiations for a peace between England and Bruce.

Ibid. vi. 70. The Scottish commissioners for treating of this peace were William de Lamberton, Bishop of St

* "Filius hic Regis, post patrem lumina legis
'Diriget, augebit, populum probitate fovebit,
'Iste manu fortis Anglorum ludet in hortis."

Fordun, L, xiii. c. 5.

† "Cum dilectus et fidelis noster Edwardus, de Baliolo de partibus transmarinis, ad nos, *de mandato nostro*, in Anglia sit venturus;" *Foedera*, T. iv. p. 62. [2d July.] *Foedera*, T. iv. p. 81. [20th August.]

Andrews, and Randolph. On the part of England, the two D'Espensers, who had all power at that time, and nine more commissioners were appointed, [at York, 8th November.]

In the course of the negotiations at York, the English fondly insisted on the claim of feudal sovereignty; but *this* the Scots would not admit †; neither would they listen to the insidious, though plausible proposal, of having the contraverted matters argued in presence of the Pope.

Foedera,
iv. 141.

The Scots had made themselves masters of Berwick, in contempt of the Papal truce, and they still maintained possession of that fortress. When they sought to be reconciled to the church, Edward prevailed on the Pope to reject their prayer, until restitution should be made. But the Scots chose rather to remain under the sentence of excommunication, than to yield up Berwick.

Foedera iv.
168, 176.
Murim. 62.

1326.

A parliament was held at Cambuskenneth. The Clergy, Earls, Barons, and all the nobility of Scotland, together with the people, there assembled *, took an oath for performance of fealty and homage to David the King's son, and his issue; whom failing, to Robert Stewart.

For. xiii.
12.

At this time, Andrew Moray of Bothwell, the companion of Wallace, obtained in marriage Chris-

Ibid.

† Such I understand to be the import of what Edward wrote to the Pope, [8th March 1324-5.] *Foedera*, T. iv. p. 141. "Scoti. in tractatu illo, nulla alia obtulerunt, nisi quae prius in aliis tractatibus obtulerant, quae *absque* exhaeredatione manifesta Regiae nostrae coronae, prout alias deliberato consilio fuisse iudicatum, *concedi aliquatenus non valent.*"

* "Unà cum populo ibidem congregato;" *For.* xiii. c. 12.

tian, sister of the King of Scots, and widow of Sir Christopher Seton †.

Ford. xiii.
12. Barb.
402. Walter Stewart, the King's son-in-law, died, [9th April.] Had he lived, he might have equalled Randolph and Douglas: But his course of glory was short.

Leibnitz,
Cod. Jur.
Cent. i. 116 Randolph, ambassador from the King of Scots, concluded an alliance, offensive and defensive, with France, [at Corbeil, April.]

Foedera,
iv. 243. Edward II. resigned † his crown to his son Edward III. a youth in his fifteenth year, [24th January 1326-7.]

Ibid. 270,
271. Edward III. renewed the negotiations for peace with Scotland, [4th March,] and ratified the truce which his father had made, [8th March.]

1327.

Ib. 281, 287. He received intelligence that the Scots having assembled their forces on the borders, had resolved to infringe the truce, and, if peace was not instantly concluded, to invade England. Edward discontinued not the negotiations for peace, yet he summoned his barons to meet him in arms at Newcastle upon Tyne, [5th April,] and made every preparation for opposing the enemy. At an exorbitant expence he contracted with John Lord of Beaumont, brother of the Count of Hainault, for a body of heavy-armed cavalry*, [18th May,

Ibid. 290,
294, 357.

† It was one part of the policy of Robert Bruce, to strengthen his family by matrimonial alliances.

‡ Some historians say, that he was *deposed*; but the difference seems merely verbal. *Tyrrel*, vol. iii. B. 9. p. 337. says, That "Edward was, *by sentence of parliament, and by his own solemn resignation, deposed and laid aside.*"

* This *John of Hainault*, as he is commonly called, had a pension for life from Edward III. of 1000 merks yearly; *Foedera*, T. iv. p. 290. He had been a chief instrument in the late revolution, when Isabella invaded England, and dethroned her consort Edward II.—14000 pounds were paid to

28th June ;] and, with uncommon precaution, he fortified York, [15th July :] And he even appears to have invited Edward Balliol from France, that there might be a pretender to the Scottish crown, to be employed at any fit opportunity, [12th July.]

Foed. iv.
296.

Ibid. 295.

Historians give different accounts of the causes which moved the Scots at this time to disregard the truce. Fordun says, in general, that they had detected the bad faith of the English †. According

Ford. xiii.
12.
Barb. 402.

John of Hainault for the horsemen whom he brought over. Their number is uncertain. The English historians generally say *five hundred*; but Froissart adds, " Si le suyvit chacun 'voulontiers, selon son pouvoir, ceux qui furent mandés, et 'moult d'autres qui ne furent point mandés : Pourtant que 'chacun pensoit en rapporter autant d'argent comme les autres avoyent fait, qui avoient esté en l'autre chevauchée en 'Angleterre avec lui ;" T. i. c. 16.

† "Detecta eorum fraude ;" *Fordun*, L. xiii. c. 12. *Barnes*, life of Edward III, p. 5. rejects this insinuation, "because the English nation was never noted so much for fineness and subtlety as for downright honesty and blunt valour." As if the conduct of the sovereign and his counsellors were the standard of the manners and dispositions of the English nation ! It is not to be supposed that so prudent a person as Bruce would have involved himself in war with England, unless for weighty causes. Although there had been no other ground of complaint, the machinations of Edward II. which prevented the Pope from granting a temporary absolution to the Scots, would have justified the renewal of hostilities ; and, perhaps, it is to this that Fordun alludes in the words, "Detecta eorum fraude." On the authority of a chronicle quoted by Stow, *Barnes*, p. 5. and *Tyrrel*, vol. iii. B. 9. p. 340. say, that the Scots commenced hostilities on the very day of the young King's coronation, [1st February,] by attempting to storm the castle of Norham. But this is a gross error. We have seen that Edward ratified the truce, 8th March, and renewed the negotiations for peace, 23d April. Besides, it appears from *Foedera*, T. iv. p. 287, that the Scots had not commenced hostilities on the 29th April 1327. The first mention of their having invaded England is to be found in an instrument dated at York 17th June ; *Foedera*, T. iv. p. 293. This agrees exactly with Fordun, who says, That the Scots invaded England 17. kal. Jul. or 15th June ; L. xiii. c. 12.

to Barbour, the English had seized some Scottish ships bound for the low countries, slain the mariners, and refused to make satisfaction.

For. xiii. 12. Randolph and Douglas invaded England *, [15th
Froissart, June 1327.] on the side of the western borders.
i. 16. Their army was chiefly composed of cavalry, and amounted to about 20,000 men.

Ibid. Edward III. led an army, amounting, at the lowest computation, to 50,000 men, against the invaders, and arrived at Durham, [13th July †.]

Ibid. 17. On the 18th of July, the English descried at a distance the smoke of the flames kindled by the Scots in their cruel progress. They marched out in order of battle, and proceeded towards the quarter from whence the smoke issued. Having marched for two days without receiving any further intelligence, they concluded that the Scots were about to retire. Disencumbering themselves of their heavy baggage, they resolved, by a forced march, to reach the river Tyne, and by taking post on the north banks of that river, to intercept the Scots on their return. With wonderful celerity, the English pressed on through woods, morasses, and wild deserts. The cavalry, leaving the foot soldiers behind, crossed the river at Haidon, [20th July.] Before the infantry could come up, the river, swollen by incessant rains, was no longer fordable; and thus the army remained divided for several days, without any accommodation of quar-

Froissart,
i. 17.
Sca. Chron.
ap. Leland
i. 551.

The attempt against the castle of Norham was made in Autumn 1327; *Leland*, vol. i. p. 551.

* *Tyrrel* vol. iii. B. 9. p. 340. says, That "this army was commanded by the Earl of Moray and the Lord Thomas Randolph, two experienced commanders" Is it possible that Tyrrel wrote the history of Edward II. without discovering that *Lord Thomas Randolph was Earl of Moray*?

† A more particular account of this campaign may be seen in the Appendix.

ters, and in exceeding want of provisions and forage. The troops now began to murmur; and they hesitated not to affirm, that false traitors had led the King and his army into a remote corner, *there* to perish through fatigue and famine, without ever encountering an enemy. A new plan of operations was formed, and it was again resolved to march southwards. The King proclaimed a reward of lands, to the value of one hundred pounds yearly, for life, to the person who should first discover the enemies "on dry ground, where they might be attacked." Many knights and esquires swam across the river, and set out upon this singular search.

Foed. iv.
312.

The army continued to march for three days without receiving any intelligence of the Scots. On the fourth day, Thomas Rokesby, an esquire, brought certain accounts of them. He reported, "that the Scots made him prisoner, but that their leaders, understanding his business, had dismissed him, saying, that they had remained for eight days on the same ground, no less ignorant of the motions of the English, than the English of theirs, and that they were desirous and ready to combat."

Froissart,
i. 19.

With Rokesby for their guide, the English army came in view of the Scots. The Scots were advantageously posted on the side of a rising ground, having the river Were in front, and their flanks secured by rocks and precipices, (1st August). The English dismounted and advanced. They hoped to allure the Scots from their fastnesses; but the Scots moved not. Edward sent a herald to Randolph and Douglas. In the style of those times, he said, "Either suffer me to pass the river, and leave me room for ranging my forces, or, do you pass the river, and I will leave you room to range yours, and thus shall we fight on equal terms." But the Scottish commanders scornfully answered, "We will do neither: On

Ibid. 20.

‘ our road hither we have burnt and spoiled the
 ‘ country, and *here* are we fixed while to us it seems
 ‘ good ; and, if the King of England is offended,
 ‘ let him come over and chastise us.”

Two days passed in this manner, and the armies continued in sight of each other. The English understanding that provisions began to fail in the camp of the enemies, resolved to maintain a close blockade, and to reduce the Scots by famine.

Froissart,
 i. 21. 22.
 Knyghton,
 2552.
 Heming. ii.
 268.
 Barbour,
 411. 412.

Next morning the English saw, with astonishment, that the Scots had secretly decamped, and taken post two miles further up the river, in ground still stronger, and of more difficult access, and amidst a great wood. The English placed themselves opposite to them, near *Stanhope park*. At dead of night, Douglas, with two hundred horsemen, approached the English camp. Under the guise of a chief commander, making the rounds, he called out, “ Hah ! St George, is there no watch here ? ” and thus eluding the centinels, passed on undiscovered to the royal quarters. His companions shouted, “ A Douglas ! a Douglas ! English thieves, you shall all die.” They overthrew whatever opposed their passage, and furiously assaulted the King’s tent. The King’s domestics made a bold stand to save their master. His chaplain * and others of his household were slain, and himself hardly escaped. Douglas, disappointed of his prey, rushed through the enemies, and with inconsiderable loss, retreated †, [4th August.]

* *Hemingford*, T. ii. p. 268. calls him, “ *Vir audax et ar-matus*,” which may imply a censure of the brave chaplain of Edward III. but when an ecclesiastic draws his sword to protect a benefactor and a sovereign, he may, with *Hemingford*’s good leave, be forgiven, although he should become *canonically irregular*.

† In relating this celebrated *camifade* of Douglas, I have carefully followed the narrative drawn up by Froissart, from information which seems to have been communicated by offi-

Next day the English learnt from a prisoner that general orders had been issued for all men to hold themselves in readiness that evening to follow the banner of Douglas. The English apprehending a night-attack, made themselves ready for battle, lighted up great fires, and kept most vigilant watch. On the morning two trumpeters were brought in prisoners. They reported that the Scots had decamped before midnight, and were returning to their own country. The English would not credit this strange and unwelcome report. They remained in order of battle during several hours, and still hoped and looked for the appearance of the

Froissart,
i, 22.

Ibid.

cers who had served under John de Hainault. Had I leisure or inclination to criticise our former historians, I might observe, that there is a writer who says, that *Douglas lost the greatest part of his followers*; and, in proof of this, quotes various authors, who mention nothing of the loss sustained by Douglas, and Froissart, who most expressly asserts that his loss was very small, "*Perdit aucuns de ses gens a la retraite, mais ce ne fut mie grandement*;" vol. i. p. 21. *Barbour*, p. 411. &c. says, that Douglas had 500 horsemen with him; that they cut the tent-poles, and slew the English as they came out of their tents naked and unarmed. It appears from his account, that Douglas came in upon the rear of the English, and, if I mistake not, upon the rear of the right wing or first battle. *Barbour* relates a little incident which I shall give in his own words:

' And as they near were approachand,
' An Englishman that lay *beekand*
' Him by the fire, said to his *feer*,
' I wit not what may tide us here,
' But right a great *growing* me *taes*,
' I dread sore for the Black Douglas.
' And he that heard him, said, *perfy*
' You shall have cause if that I may;
' With that, with all his company,
' He rushed on them hardily,
' And the *palzions* down he bare,' &c.

Beekand, basking, warming; *feer*, companion; *growing*, shuddering; *taes*, takes; *perfy*, by my faith; *palzions*, pavilions, tents.

enemy. At length some scouts having crossed the river, returned with certain intelligence, that the Scottish camp was totally deserted, (6th August.)

Barb. 419. Barbour relates, that there was a morass in the rear of the Scottish camp, which he calls the *two mile moss*; that the Scots made a road with brush-wood through the morass, and having thus passed over, removed the brush-wood, lest the English should pursue them.

Heming. ii. 268. S. Chron. ap. Lelan. i. 551. Froissart, i. 22. When the young King heard that the enemy had escaped out of his toils, he wept bitterly.

To pursue the Scots, already many miles distant, would have been vain; and, indeed, the cavalry of Edward were so worn out by long marches and scanty sustenance, that they could hardly move to Durham. After having rested *there* for some days, Edward marched to York, and then disbanded his army, [15th August.] The soldiers of Hainault also were dismissed. They procured horses to convey themselves to the south of England, for their own horses had all died, or had become unserviceable, in the course of a three weeks campaign, [20th August.]

Foedera, iv. 304.

Thus, after foreign auxiliaries had been hired at an enormous expence, and the whole power of England had been exerted against the Scottish invaders, the enterprise of Edward III. terminated in disappointment and dishonour.

Heming. ii. 268. Various causes were assigned for the bad success of the northern expedition. Some men censured the auxiliaries of Hainault, and said that those foreigners were remiss in the public cause, through jealousy of the renown which the English would have acquired by overcoming their enemies.

Ibid. Murim. 77. Others suspected treachery, and said that some of the English commanders having been won by bribes, permitted the Scots to escape from Stan-

hope park. Mortimer, in particular, has been charged as the prime contriver of this treason, and as having received twenty thousand pounds from the Scots for his reward *.

But all this is the language of pride and disappointment. The troops of Hainault had no cause to be jealous of the glory in which they themselves, who led the van, would have eminently shared; and, indeed they appear to have suffered more by laborious marches, than probably they would have done had they encountered the enemy. That Mortimer should have contributed to blast the honour of his own administration, is not to be lightly credited; and, although he had been willing to accept of a bribe of twenty thousand pounds, it was a sum which the King of Scots could not have bestowed. Froissart, who has given an ample account of the campaign 1327, never insinuates that the Scottish army was permitted to retire through any treachery of the English commanders. And notwithstanding what has been said by Murimuth, and his many transcribers, it does not appear that "the having connived at the escape of the Scots" was made one of the articles of Mortimer's impeachment; and this is the more re-

Knyght.
2556. .
Brady ap.
No. 83.
Tyrrel. iii.
362.

* "Causae vero mortis dicti Comitis Marchiae, quae im-
ponebantur ei, fuerunt infra scriptae.—Secunda causa im-
posita fuit, quod ipse impedivit honorem Regis et regni apud
Stanhope park, ubi Scoti fugerunt, qui capi et interfici
potuerunt faciliter, si ipse, qui fuit major de consilio Regis,
Anglicos cum Scotis hic congregari fecisset, ipse item, qui
recepit XX mille libras a Scotis, illos tunc permisit eva-
dere;" *A. Murimuth*, p. 77. *Walsingham* transcribes the
words of Murimuth, *Hist. Angl.* p. 131. and *Ypod. Neust.* p.
511. To the same purpose, the anonymous writer of the
reign of Edward III. speaks, p. 398.

markable, because the impeachment contains some articles of a nature less heinous.

Knyghton,
Brady,
Tyrrel, ut
sup.

Mortimer, indeed, was charged in parliament as guilty of embezzling the money paid by the Scots to England, in consequence of a treaty concluded in 1328; and it is not improbable that this circumstance might have given rise to a general report, that he had received money from the Scots for aiding them in England.

The causes of that disgrace which befell the English in the summer 1327, may be easily discovered.

Without guides, and without intelligence of the motions of the enemy, they resolved at all hazards to pursue and attack the Scots, active, and accustomed to sudden predatory incursions, and led by able commanders. Former events had taught the English not to despise their adversaries; they now erred through excess of caution, and began, even from the gates of Durham, to march in order of battle. In a country uneven and difficult, their motions were slow, and ill suited to the rapidity of the course of that enemy whom they had to encounter.

No measures had been taken, and perhaps none could have been taken, for supplying the troops with provisions and forage.

The forced march to the banks of the Tyne appears to have been ably planned; and, if the English army could have maintained itself in those quarters, it would have been exceedingly difficult for the Scots to retreat home, without engaging in a general action at great disadvantage. But it was not easy to find sustenance for an army of 50,000 men in the interior parts of Northumberland; and it was still harder to persuade bold-spirited and impatient barons to endure every sort of hardship in obscure and inactive cantonments,

and quietly to wait for that enemy whom they were eager to seek. Troops, ill disciplined, and unaccustomed to fatigue, are apt to murmur at the delays of war : In such circumstances, the commanders of armies are often obliged to prefer the popular wishes to their own judgment ; and, therefore, if the event proves disastrous, they are rather to be pitied than censured.

Every thing which befel the English after they quitted the banks of the Tine, must be ascribed to the superior skill and vigilance of the Scottish commanders. What wonder that an inexperienced monarch of sixteen, a court favourite, some foreign officers, unacquainted with the country, and a croud of barons equally unfit to command or obey, should have been foiled by Douglas and Randolph ?

Douglas and Randolph having returned expeditiously into Scotland, [9th August], the King of Scots resolved to lead his army against the eastern borders. He besieged the castle of Norham, which was gallantly defended by Robert Maners *. Douglas and Randolph were detached to make an attempt on the castle of Alnwick ; but having failed in their enterprize, they returned to the King, who still lingered before Norham.

So exhausted was the English treasury, that the demands of the foreign auxiliaries could not be

For. xlii. 82.
S. Chron.
ap. Leland,
i. 551.

Proffart,
i. 19.

* " In eadem obsidione apud Norham, Willelmus de Monte-alto, Johnnes de Clapham, et Malisius de Dobery, cum aliis propria inertia interfecti sunt ;" *Fordun*, L. xiii. c. 12. This probably means that they were negligent in duty, and suffered themselves to be surprised. In *Scala Chron.* ap. Leland. T. 1. p. 551. W. de Monte-alto is called *Mouhand*, i. e. *Mouhaud*, now pronounced *Mowat*. *Clapham* seems to be the same as *Clepham*. I can form no conjecture as to *Dobery* ; that person, from his appellation of *Malise*, appears to have been a native of Scotland. Boece being at a loss, as I am, turned *Dobery* into *Dunbar*.

discharged. Violent animosities prevailed among the great Lords, and the power of the Queen-mother, and Mortimer, who ruled the young King, was not firmly established. The events of the late campaign had been singularly unfortunate; and there were, in truth, no reasonable hopes of more prosperous success in the prosecution of the war. These considerations induced the English government to entertain serious thoughts of peace. William de Denoun, a lawyer, was sent to the King of Scots at Norham, with some proposals for the marriage of the Princess Johanna of England, and David, the only son of the King of Scots. This alliance was intended to be the basis of a treaty. Soon after, William de Denoun, and Henry de Percy, were appointed plenipotentiaries for concluding a peace with Scotland, [9th October]. To them other plenipotentiaries were added, [23d November]. But the persons who chiefly managed this important business were Douglas and Mortimer.

S. Chron.
ap. Leland.
i. 551.

Foed. iv.
314.

Ibid. 325.

For. xiii. 12.

Foed. iv.
318.

Ibid. 337.

Elizabeth, the consort of Robert Bruce, King of Scots, died, [26th October]. She was buried at Dunfermline.

The commissioners for the treaty met at Newcastle, and drew up certain articles of pacification. The English King summoned a parliament to meet at York on the 8th of February 1327-8, for deliberating on those articles, [10th December]. Meanwhile, a short truce was concluded with Scotland, [25th January 1327-8.]

In the parliament at York, the important preliminary, of renouncing all claim of superiority over Scotland, appears to have been adjusted *. Edward

* This instrument is printed in *Foedera*, T. iv. p. 337. from a copy, as I understand, in the Chronicle of Lanercost. *Tyrrel*, vol. iii. p. 350. supposes this to be the only copy extant; but

"willed and consented, that the said kingdom, according to its antient boundaries observed in the days of Alexander III. should remain unto Robert King of Scots, and unto his heirs and successors, free and divided from the kingdom of England, without any subjection, right of service, claim, or demand whatever; and that all writings which might have been executed at any time to the contrary, should be held as void and of no effect." [Yorke, 1st March 1327-8].

1328.

Peace with Scotland was concluded in a Parliament held at Northampton, [April 1328]. Murim. 72.

The original treaty is not extant, neither is there any transcript of it to be found; yet, from a careful examination of public instruments, and of the writings of antient historians, it may be collected, that the chief articles of the treaty were these following: Calendars of Antient Charters, Intr. 56.

he is mistaken; there is another in *Fordun*, L. xiii. c. 12. and one more accurate than either, in an instrument under the hand of Wardlaw, Bishop of St Andrews, an. 1415. Mr Goodall, the editor of *Fordun*, has published this instrument according to Wardlaw's copy; its conclusion is more accurate than in *Foedera*: "Et ad praemissa omnia plenè, pacificè, et fideliter perpetuis temporibus observanda, dilectis et fidelibus nostris Henrico de Percy, consanguineo nostro, et Willelmo le Zousch de Asheby, et eorum alteri, ad sacramentum in animam nostram inde praestandum, per alias literas nostras patentes, plenam dedimus potestatem ac mandatum speciale. In cujus rei testimonium, has literas nostras fecimus patentes. Dat. ap. Ebor. primo dei Martii, anno regni nostri secundo," i. e. March 1st 1327-8. This *William de la Zouche* was a *Mortimer*; his father Robert married a lady of the family of *de la Zouche*. William assumed the name of his mother, on obtaining a grant of the barony of Ashbie in Leicestershire. See *Burton*, Leicestershire, p. 19. The renunciation of all claim to the superiority of Scotland was made before the peace, probably that the two Kings might treat upon an equal footing, as sovereign and independent Princes.

- Foedera*,
iv. 337.
For. xiii. 12 I. There shall be a perpetual peace between the
Calendars two kingdoms of England and Scotland.
of Antient II. The stone on which the Kings of Scotland
Charters were wont to sit at the time of their coronation,
Intr. 58. shall be restored to the Scots *.
- Foed. iv.* III. The King of England engages to employ
350. his good offices at the Papal court for obtaining a
revocation of all spiritual processses depending be-
fore the Holy See against the King of Scots, or a-
gainst his kingdom or subjects †.
- Ib. 397. 410* IV. For these causes, and in order to make re-
paration for the ravages committed in England by
the Scots, the King of Scots shall pay 30,000 merks
to the King of England ‖.
- Ibid.* V. Restitution shall be made of the possessions
belonging to ecclesiastics in either kingdom, where-
of they may have been deprived during the war ‡.

* We owe the knowledge of this singular circumstance to the industrious author of the Introduction to *The Calendars of Antient Charters*. He has discovered a writ under the privy seal, 1st July 1328, by Edward III. to the Dean and Chapter of Westminster, reciting, "That his council had, in his parliament held at Northampton, agreed that this stone should be sent to Scotland; and requiring the Dean and Chapter, in whose custody it was, to deliver it to the sheriffs of London, who were to cause it to be carried to the Queen mother."

† To this purpose Edward III. addressed the Pope and the Cardinals in a more earnest strain than mere benevolence to the King and nation of Scotland would have excited; *Foedera*, T. iv. p. 350.

‖ From the different passages in *Foedera*, referred to, it seems that this sum was to be paid at the rate of 10,000 merks annually, on St John Baptist's day. Whether that day was fixed upon by accident, or whether the English chose to have this pecuniary acknowledgment made on the *Anniversary of Bannockburn*, I know not.

‡ "Quod viris ecclesiasticis utriusque regni, super possessionibus suis per guerram occupatis, nullatenus praejudicetur;" *Foedera*, T. iv. p. 467. It appears from *Foedera*, T. iv. p.

VI. But there shall not be any restitution made of inheritances which have fallen into the hands of the King of England, or of the King of Scots, by reason of the war between the two nations, or through the forfeiture of former possessors *. Foed. iv. 384.

373. that this article was, *bona fide*, executed by both nations. For Edward III. acknowledged that the King of Scots had made the stipulated restitution, and he, on his part, ordered restitution to be made to the Abbays of Jedburgh, Melros, Kelso, and Dundrenan.

* Such a provision was either expressed or implied with respect to Scotsmen. This appears from a grant in *Foedera*, T. iv. p. 384. by Edward III. to Sir James Douglas: "Sciatis, quod de gratia nostra speciali dedimus, concessimus, et reddimus. Jacobo Douglas militi, manerium de Fawdon, cum pertinentiis, in comitatu Northumbriae, et omnes alias terras, &c. quae Willielmus Douglas pater suus habuit in Anglia, et quae occasione guerrae inter Dominum E. quondam Regem Angliae, avum nostrum, et tunc Regem Scotiae, motae, in manum ipsius avi nostri, tanquam sibi forisfactae, captae fuerunt, et sic ad manus nostras devenerunt:" (ap. Eltham 12th May 1329.) *Abercrombie*, v. 1. p. 626. says, "Though Englishmen were not to be repossessed of those estates Edward I. had given them in Scotland, yet Scotsmen were repaid to those he had taken from them in England; for which reason the lands of Fawdon in Northumberland, that had belonged to Sir William Douglas before the war first broke out, were now restored to Sir James Douglas, his son;" *Foedera*, T. iv. p. 384. Thus *Abercrombie*, thinking to do honour to his native country, has mistaken the plain import of the grant to Sir James Douglas, and has represented the treaty of Northampton as a treaty partial and unjust. Words cannot be plainer than those in the grant by Edward III. to Douglas; it is a restitution *through special favour* alone and, indeed, it is impossible that different rules should have been established with respect to Englishmen in Scotland and Scotsmen in England. Modern historians have enlarged and embellished this article according to their own imaginations, and ancient historians have hardly mentioned it at all. There is some allusion to it in the following passage: "But these Lords, Percy, Wake, Beaumont, and Zouche would not agree upon this condition, that the Englishmen should lose such lands as they held by inheritance in Scotland;" *Scala*

VII. But Thomas Lord Wake of Ledel, Henry de Beaumont Earl of Buchan, and Henry de Percy, shall be restored to their lordships, lands, and estates, whereof the King of Scots, by reason of the war between the two nations, had taken possession *.

VIII. Johanna, sister of the King of England, shall be given in marriage to David, the son and heir of the King of Scots.

IX. The King of Scots shall provide the Princess Johanna in a jointure of L. 2000 yearly, secured on land and rents, according to a reasonable estimation †.

X. If either of the parties fail in performing the conditions of this treaty, he shall pay 2000 pounds of silver to the Papal treasury.

Foedera,
iv. 461.

Ibid. 354.

Ibid.

Knyghton,
2560.

Chron. ap. Leland. T. i. p. 552. It is provided by Stat. 7. Parl. 1. James III. "That na Englishman have *benefice secular* or religious within the realme of Scotland, after the forme of 'the act maid thereupon by King Robert the Brusse.'" No such act exists: for c. 24. Robert I. is of a less extensive import; it can hardly be supposed that *benefice secular* comprehended all land estates. It will be observed, that, by the treaty of Northampton, the King of Scots, in effect, renounced all claim to his paternal inheritances in England.

* *Henry de Beaumont*, in right of his wife, an heir partner of the Earl of Buchan. *Thomas Lord Wake of Ledel*, or *Lidel*, was proprietor of that lordship. *Henry de Percy*, had possessions in Galloway and Angus. The lands of *Vere* in Galloway and of Redcastle in Angus were his property. These lands formerly belonged to Henry de Balliol; they descended to his daughter and heir Constance, and from her, to her son Henry de Fishburn, who sold them to Percy. *Dugdale*, T. i. p. 273. I have doubts as to the word *Vere*, which is in *Dugdale*. For further particulars, see *Dugdale*, articles *Beaumont*, *Wake*, and *Percy*.

† "Duo millia libratarum terrae et redditus per annum, 'per rationabilem extentam;" *Foedera*, T. iv. p. 354. We may presume that the neat yearly produce would be ascertained by an inquest, and this would produce a *new extent* of great part of the crown-lands and rents.

Such appear to have been the chief articles of a treaty, honourable for the Scots, and necessary for England.

The English historians, indeed, term the peace of Northampton *ignominious*, and the marriage of the Princess Johanna, *that base marriage*; because, on that occasion, Edward III. renounced a claim of superiority which the bloody and ruinous wars of full twenty years had in vain attempted to establish.

They who censure pacific measures, are generally persons exempted by their condition from the toils and dangers, and intolerable expence of war. No peace is ever adequate to the sanguine expectations of the vulgar: And, through some strange fatality, the expectations of the vulgar are no less sanguine after a long series of disasters, than after the most signal and uninterrupted success.

There were many causes which concurred to render the peace of Northampton necessary. England, at that period, was miserably divided by factions, under the dominion of a youth of sixteen, and, through the prodigality of the former reign, so impoverished, as hardly to be capable of paying for the feeble aid obtained from foreign mercenaries *. There were no able and experienced commanders to oppose against Bruce, Randolph, and Douglas: And, however harsh it may now sound, it is acknowledged by the antient English historians, that, in the course of a twenty years war, the

* Of the 14,000 merks due by treaty to John of Hainault, the first moiety was not discharged before the end of June 1328. *Foedera*, T. iv. p. 357. The other moiety was advanced by some Florentine merchants, and Edward III. bestowed a gratuity of two thousand pounds on them for their good services, [25th May 1329.] *Foedera*, T. iv. p. 387.

spirit of Scotland had attained an astonishing ascendancy over the English.

That motives of private interest, also, induced Queen Isabella and Mortimer to precipitate a peace with Scotland, will not be denied. All the misfortunes which might have ensued in the prosecution of the war, would have been ascribed to the errors of their administration, while Edward alone would have reaped the glory of any successful enterprise: And, indeed, a young King, if bred up in camps, and constantly surrounded by his barons, could not have been long detained in a state of tutelage favourable to the ambition of Isabella and Mortimer.

Fortunate it is for a nation, when the selfish views of its rulers chance to coincide with the public interest.

Heming. ii. 269. In consequence of the treaty of Northampton, David, Prince of Scotland, married Johanna, the daughter of Edward II. [at Berwick, 12th July.]

1329.

Ibid. 270. Robert Bruce, the restorer of the Scottish monarchy, departed this life [at Cardross, 7th June 1329.]

Ibid. Froissart, i. 24. He had long laboured under an inveterate disease, which, in those days, was termed a leprosy†. He died at the age of 55. His remains were interred, near those of his consort, in the middle of the choir at Dunfermline.

Barb. 427. Bruce, in his last hours, requested Douglas, his old and faithful companion in arms, to repair with his heart to Jerusalem, and humbly to deposit it at the sepulchre of our Lord*.

† "Lepra percussus." *W. Hemingford*, T. ii. p. 270.
 "Chargé de la grosse maladie ce disoit-on;" *Froissart*, T. i. 24.

* Edward III. granted a passport to Sir James Douglas on his journey; "Versus Terram Sanctam in auxilium Christi."

Some authors ascribe this request to motives of policy, and observe, that although Douglas and Randolph had hitherto harmoniously exerted their abilities in the public cause under their common sovereign, yet that, after his death, emulation and dissensions might possibly have arisen between those high-spirited men, who were equal in merit and popularity; and, therefore, that, to remove Douglas from Scotland, was a judicious contrivance for obviating the evils apprehended.

Nevertheless, when we recollect the notions of those times, it is not improbable that Bruce had indeed resolved to carry his arms into Palestine, and, by honourable and meritorious service against the Saracens, to compleat his military glories, and make expiation for all his offences, and that now, disappointed of this hope, he requested Douglas to convey his heart to Jerusalem, as a testimony to the Christian world of his penitence, faith, and zeal.

Robert I. married Isabella, the daughter of Donald, tenth Earl of Marre. By her he had issue a daughter, Marjory, married to Walter the Stewart of Scotland. His second wife was Elisabeth, the daughter of Aymer de Burgh, Earl of Ulster. By her he had issue, *David II.* Margaret, married to William Earl of Sutherland†; Matildis, mar-

For. xii. 23.
Charter of
Sutherland
14th Octo-
ber 1347.
Crawford,
Peerage,
72, 377.

* *tianorum contra Saracenos, cum corde Domini R. Regis
† Scotiæ nuper defuncti,*" [1st Sept. 1329.] *Fœdera*, T. iv.
p. 400.

† She had a son, *John*, who died in England; *Fœdera*, T. v. p. 724. *Fordun*, L. ix. c. 13. L. xiv. c. 25. Fordun says, that the Countess of Sutherland died soon after the birth of her son: "*Mater post partum statim ex hac luce migravit.*"

ried to an Esquire, one Thomas Isaac * ; [Elisabeth, married to Sir Walter Oliphant of Gask †.]

DAVID II.

1329.

For. xiii. 18.

IN consequence of the act of settlement, 1318, Randolph assumed the character of Regent.

* “*Quae nupsit cuidam armigero nomine Thomae Isaac.*” She had two daughters, Johanna, married to John Lord of Lorn, and Catherine who died unmarried; *Fordun*, L. xiv. c. 7. *Crawfurd*, Peerage, p. 72. has thus perverted the passage in *Fordun*, “*Quae ex Thoma de Ysack habuit filiam,*” &c. His intention was to conceal the mean marriage of the daughter of Bruce, and therefore he suppressed the words *quidam armiger*, [a certain esquire,] and he changed the name of *Thomas Isaac* into *Thomas de Ysack*, which has the appearance of a more dignified appellation, assumed from lands. There is a singular passage in *Fordun*, L. ix. c. 13. “*De Matilde penitus taceo, quia nihil egit memoria dignum;*” i. e. “I chuse to be altogether silent as to Matildis, for she did nothing which deserves to be remembered.” Whether this passage only alludes to her mean alliance with Thomas Isaac, or whether it also implies a particular censure on her character, I know not.

† *Crawfurd*, Peerage, p. 72. is positive as to the existence of this *Elisabeth*; he says, “I have seen a charter in the custody of Oliphant of Gask, bearing date on the 11th of January 1364, whereby King David erects the lands of Gask into a barony; *Dilecto et fideli suo Waltero Olyfant et Elisabethae sponsae suae, dilectae sorori nostrae.*” In the MS. collections of Sir Alexander Seton, [Lord Pitmedden,] the charter is quoted as containing these words, “*Dilecto et fidei nostro Waltero Oliphant pro bono servicio suo nobis impenso, et Elisabethae sorori nostrae.*” Here the word *dilectae* is omitted. Not having had any opportunity of inspecting this charter, I must still hesitate. The silence of *Fordun* and his continuator is remarkable; every one conversant in ancient deeds knows, that *filius*, *filia*, *frater*, are words which do not necessarily imply legitimate relation. To remove all doubts, the charter itself, if extant, ought to be deposited in the Register-house.

Robert Bruce had a natural son, *Robert*, of whom mention will be made hereafter.

Indefatigable in discharging the duties of his station, he secured the public tranquillity by wise ordinances, and distributed speedy and severe justice.

One example of the fortitude of his administration is too singular to be passed over in silence. A certain man having slain a Priest, went to the Papal court, obtained absolution, and boldly returned to Scotland. Randolph ordered him to be tried, and, on conviction, to be executed: "Because, although the Pope may grant absolution as to the spiritual consequences of sin, he cannot screen offenders from civil punishment *."

1330.

Meanwhile Douglas, having the charge of the heart of his dear master, set sail from Scotland with a numerous and splendid retinue, [June.] He anchored off Sluys in Flanders, the great emporium of the Low Countries, where he expected to find companions in his pilgrimage†. He there learnt, that Alphonfus XI. the young King of Leon and Castile‡, waged war with Osmyrn, the Moorish commander in Granada.

For. xiii. 20.
Froissart,
i. 21.
Barb. 433.

* "Quamvis sufficienter ostensum est, ipsum fore absolutum a culpa, tamen oportuit eum plecti pro *offensa*;" *Ferdun*, L. xiii. c. 18.

† *Froissart*, T. i. c. 21. says, that Douglas had in his train a knight bearing a banner, [probably Sir William St Clair of Roslin,] and seven other knights, and twenty-six esquires, all "comely young men of good family," besides many attendants of inferior rank; that he kept open table, [tinel,] with trumpets and timbals, as if he had been King of Scotland, and that he was served in gold and silver plate. *Froissart* adds, that all persons of condition who visited him on ship-board, were well entertained with two sorts of wine, and two sorts of spice: "Et sachez que tous ceux qui le vouloyent aller veoir, estoient bien servis de deux manieres de vins et de deux manieres d'espices."

‡ *Froissart*, T. i. c. 21. says, "Alphonfus IV. King of Aragon;" but that is a mistake, however implicitly followed

The temptation of bearing arms against the enemies of the Christian faith was too violent to be resisted. In the judgment of those times, it was a holy warfare; and it seemed, in some measure, to correspond with the purposes of the journey which Douglas had undertaken: He therefore resolved to visit Spain, and combat the Saracens in his progress to Jerusalem *.

Barbour,
433

Douglas and his companions were honourably entertained by Alphonfus †.

Mariana,
xv. 21.

The Spaniards came in view of the enemy near Theba †, a castle on the frontiers of Andalusia, towards the kingdom of Granada. Osmyn the Moor ordered three thousand horsemen to make a feigned attack on the Spaniards, while, with the rest of his army, he took a circuit, with the intent of falling on the rear of the camp of Alphonfus. The King, having received intelligence of this stratagem, opposed some troops to the Moorish cavalry, and stood prepared in his camp to en-

by many historians: For we learn from *Mariana*, L. xv. c. 21. that the King of Arragon, although joined in alliance with the King of Castile against the Moors, did not bring his troops to the field.

* It is probable, however, that Douglas had projected this expedition before he quitted Scotland. His passport from Edward III. [dated 1st September 1329,] is to him on his journey, "Versus Terram Sanctam in auxilium Christianorum contra Saracenos, cum corde Domini R. Regis Scotiæ nuper defuncti;" *Foedera*, T. iv. p. 400.

† It is reported, that, in the army of Alphonfus, there was an officer having his face altogether disfigured with the scars of wounds received in battle: "It astonishes me," said he, petulantly, to Douglas, "that you, who are said to have seen so much service, should have no marks of wounds on your face:" "Thank Heaven," answered Douglas, "I had always an arm to protect my face." *Barbour*, p. 434.

‡ Or *Teva*. *Fordun*, L. xiii. c. 21. quotes a metrical epitaph on Douglas, which says, "Apud castrum *Tibris*."

counter Osmyn. Osmyn attacked the Spaniards, was repulsed and discomfited. The King improving his victory, advanced, and won the camp of the enemies.

The detached troops fought with equal advantage, and the Moorish cavalry fled. Douglas, with his companions, eagerly pursued the Saracens. Taking the casket which contained the heart of Bruce, he threw it before him, and cried, "Now pass thou onward as thou was wont, and Douglas will follow thee, or die!" The fugitives rallied. Surrounded and overwhelmed by superior numbers, Douglas fell *, [25th August].

His few surviving companions found his body in the field, together with the casket, and reverently conveyed them to Scotland. The remains of Douglas were interred in the sepulchre of his forefathers †, and the heart of Bruce was deposited at Melrose.

* While attempting to rescue Sir William St Clair of Roslin, he shared his fate; *Barbour*, 437. Robert and Walter Logan, both of them knights, were slain with Douglas. His friend Sir William Keith, having had his arm broke, was detained from the battle; *Barbour*, p. 439.

† Douglas was interred in the church of Douglas. His natural son Archibald Douglas erected a marble monument to his memory; *Barbour*, p. 441. But his countrymen have more effectually perpetuated his name by bestowing on him the appellation of "the good Sir James Douglas;" *Fordun* reports, L. xiii. c. 21. that Douglas was thirteen times defeated in battle, and fifty-seven times victorious. There are who quote *Fordun* as reporting "that Douglas was thirteen times victorious over the Saracens." *Boece*, L. xv. fol. 311. b. confidently asserts, that Douglas, after having buried the King's heart at Jerusalem, waged war with the Saracens in Palestine, and obtained many victories over them: That, on his return homewards, he was driven by a tempest on the coasts of Spain, where he died in battle. *Boece* had the works of *Barbour* and *Fordun* before his eyes when he invented this tale.

For. xiii. 21.

1331.

David II. and his consort Johanna were anointed and crowned *, [24th November, at Scone.]

Ibid. 20.

About this time, an incident, unimportant in itself, is said to have been productive of mighty consequences. One Twynham Lowrison was enjoined by William Heckford, official of the Bishop of Glasgow, to do penance for adultery; he disregarded the sentence, and was excommunicated.

Twynham, with his profligate associates, way-laid and cruelly beat the official, and extorted from him a large sum of money. After having committed this outrage, he fled into France, and there, as is reported, he found access to Edward Balliol; and by displaying the internal weakness of the Scottish government, excited him to re-assert his claim to the crown.

Such is the account propagated from Fordun by our later historians. But, in truth, there need-

Perhaps my readers will not dislike to see the portrait of Douglas, drawn by *Barbour*, p. 13.

‘ In visage was he some deal gray,
 ‘ And had black hair, as I heard say,
 ‘ But then of limbs he was well made,
 ‘ With bones great and shoulders braid,
 ‘ His body well made and lenzie,
 ‘ As they that saw him said to me.
 ‘ When he was blyth he was lovely,
 ‘ And meek and sweet in company;
 ‘ But who in battle might him see,
 ‘ Another countenance had he,
 ‘ And in his speech he list some deal,
 ‘ But that set him right wonder well.’

* By James Ben Bishop of St Andrew’s. In the Advocates library at Edinburgh, there is extant an original Bull of Pope John XXII. addressed to Robert Bruce, which impowers the Bishop of St Andrews, and failing him, the Bishop of Glasgow, to anoint and crown the Kings of Scotland,

ed not the suggestions of an obscure out-law for persuading Edward Balliol to revive the pretensions of his family.

1332.

The circumstances of this part of our national history are momentous and interesting.

By the treaty of Northampton, in the year 1328, it was provided, "That Thomas Lord Wake of ^{Boedera, iv. 461.} Ledel, Henry de Beaumont, called Earl of Buchan, and Henry de Percy, should be restored to their lordships, lands, and estates, whereof the King of Scots, by reason of the war between the two nations, had taken possession."

The article was performed as to Henry de Percy, ^{ib. 471. 518.} but not as to Lord Wake and Henry de Beaumont; and, although Edward repeatedly complained of this delay of Justice, * (1st December 1330, 24th February 1330-1, and 22d April 1332), yet he obtained no satisfaction.

For this our historians have offered no specious ^{Hume, History of England, ii. 163.} excuse. Vainly do they say, that the inheritances of Lord Wake, and Henry de Beaumont, had been bestowed on the followers of Robert Bruce, and could not, without difficulty, be wrested from them †; for those inheritances, instead of having

* By some strange error, the requisition of the 22d April 1332, is limited to the estates of Lord Wake; although it appears from that very instrument, that Henry de Beaumont had not been restored.

† Such is the hypothesis of Mr Hume, vol. ii. p. 163. he says, "It had been stipulated in this treaty, that both the Scottish nobility, who, before the commencement of the wars, enjoyed lands in England, and the English who inherited estates in Scotland, should be restored to their several possessions; *Rymer*, v. iv. p. 384. But though this article had been executed pretty regularly on the part of Edward,

been given away, did still, in all probability, remain with the crown. At the same time, it is undeniable, that, even laying aside all considerations of good faith, and of the sanctity of treaties, the true interest of the Scots led them to maintain the peace of Northampton inviolated ; and it is equally

‘ Robert, who saw the estates claimed by Englishmen much more numerous and valuable than the other, either esteemed it dangerous to admit so many secret enemies into the kingdom, or found it *difficult to wrest from his own followers the possessions bestowed on them as the reward of their fatigues and dangers* ; and he had protracted the performance of this part of the stipulation,” &c. Errors are crowded into this short paragraph. 1. There was no article in the treaty of Northampton concerning a general and reciprocal restitution. See *Annals*, p. 142. &c. 2. There is no evidence that Robert Bruce protracted the performance of the treaty on his part, or that Edward III. ever complained of *his* delays. It is strange that Mr Hume should have quoted *Foedera*, T. iv. p. 384. and yet have said, that *Robert Bruce protracted the performance on his part, while the article had been pretty regularly executed on the part of Edward III.* for the instrument quoted from *Foedera*, however much it may have been misunderstood in other particulars, certainly proves that Edward III. made a grant to Douglas on the 24th of May 1329, in consequence, as Mr Hume supposes, of the treaty of Northampton. Now, Robert Bruce died on the 7th June 1329, just *nine* days after the date of the grant by Edward III. to Douglas ; and thus the delay ascribed to Bruce, when opposed to the regular performance by Edward III. could not have been a delay of more than *nine* days. 3. The claimants under the treaty of Northampton were not *many* ; they were only *two*, Thomas Lord Wake and Henry de Beaumont. 4. There is no probability that the lands which they claimed had been bestowed on the followers of Bruce ; on the contrary, there is every reason for supposing, that, in 1332, the Lordship of Ledel, claimed by Lord Wake, and the lands in Buchan claimed by Henry de Beaumont, were still enjoyed by the Crown : For, in 1342, David II. made a grant of the former to Sir William Douglas, [See the Charter in *Douglas*, Peerage, p. 489.] and Robert II. made a grant of the latter, as is universally acknowledged, to Alexander Stewart, his fourth son. But of any previous royal grant of either there is no vestige.

undeniable, that their true interest could not have been overlooked by Randolph, a politician of mature and exquisite judgment.

The delays and evasions of the Scottish regency seem to have proceeded from causes which I shall now attempt to explain.

By the treaty of Northampton, all the claims of the English barons to inheritances in Scotland were disregarded, excepting those of Henry de Percy, Thomas Lord Wake of Ledel, and Henry de Beaumont. Percy procured satisfaction ; but the others did not.

Henry de Beaumont, in the reign of Edward II. had associated himself with the nobility against the D'Espensers, and, on that account, had suffered imprisonment and exile. He aided Queen Isabella in the invasion which proved the cause of the deposition, captivity, and death of her husband. Although, under the administration of Mortimer, he had obtained a share in the partition of the spoils of the D'Espensers *, he persisted in opposing the measures of the new favourite ; and, although his own interests were secured by the treaty of Northampton, he boldly exclaimed against the injustice done to the other barons by that treaty. He joined the Princes of the blood-royal in their attempt to rescue the young King from the hands of Isabella and her minion, and place him in their own ; and, on the failure of that ill-advised conspiracy, he again took refuge in foreign parts. It appears that Lord Wake, having followed the political opinions of Henry de Beaumont, was involved in

Dugdale,
ii. 51. 541.
Knyght.
2549.
Leland, i.
553.

* " He obtained a grant of the manor of Loughborough, in general tail, part of the possession of Hugh de le Despenser Earl of Winchester, then attainted," 1. Edward III. *Dugdale, Baronsage, T. ii. p. 51.*

like calamities and disgrace. While the Queen-dowager and Mortimer retained their influence, the claims of those two barons were altogether overlooked: But, within forty-eight hours after the execution of Mortimer †, a peremptory demand was made by Edward III. to have their inheritances restored.

The demand was unexpected and alarming. Made at the very moment of the fall of Isabella and Mortimer, and in behalf of men who had loudly protested against the treaty of Northampton, it indicated a total and perilous change in the system of the English.

Randolph, of late years, had beheld extraordinary vicissitudes in England: The D'Espencers alternately persecuted and triumphant, and at length abased in the dust: The fugitive Mortimer elevated to supreme authority, victorious over the Princes of the blood-royal, and then dragged to a gibbet. Hence it was natural for Randolph to wish, and even to look for some new revolution, which might prove more favourable to the Scottish interests. Meanwhile, with great reason, and good policy, he delayed the restitution of the inheritances claimed under the treaty of Northampton, in behalf of the avowed opposers of that treaty *.

† Mortimer was executed 29th November 1330. Edward III. made the requisition in favour of Lord Wake and Henry de Beaumont 1st December 1330.

* In consequence of this resolution, Lord Wake would have had an entrance into Scotland by the western marches, and Henry de Beaumont would have been master of the coasts of Buchan. Their establishment in Scotland would have facilitated the entrance of the disinherited barons, whose cause they had espoused. It might be matter of inquiry, whether they had any right to claim under *one* article of the treaty of Northampton, while they protested against *another*.

Besides, it was necessary for Randolph to be assured, that the English, while they urged the performance of one article of that treaty, did, on their part, sincerely purpose to perform its more important articles, by continuing to acknowledge the succession in the house of Bruce, and the independency of the Scottish nation.

Of this, however, there was much reason to doubt. For the English King had taken Balliol under his protection, and had granted him a passport to come into England, with permission to reside there during a whole year, [10th October 1330]. These things had no friendly or pacific appearance.

Foedera,
iv. 452.

Be this as it will, the event too fatally justified the apprehensions of Randolph; for, while Edward III. was demanding restitution of the estates reserved by the treaty of Northampton, his subjects were arming in violation of that treaty †.

Ibid. 511.
—58.

Having Balliol at their head, and guided by the counsels of Henry de Beaumont, the disinherited barons resolved to invade Scotland, vindicate their antient possessions, and subvert that government which the valour and policy of Robert Bruce had established.

Leland. i.
559
Ford. xlii.
22. 25.

† It is remarkable, that, on the 24th March 1331-2, Edward appears to have known of the hostile association of the disinherited barons: His words are, "Quia ex relatu accepimus plurimorum, quod diversi homines de regno nostro, et alii [meaning Balliol and his attendants,] pacem inter nos, et Robertum de Brus, nuper regem Scotorum, initam et confirmatam infringere machinantes, diversas congregationes hominum ad arma indies faciunt, et, per marchias regni nostri, disiam terram Scotiae, ad eam modo guerrino impugnamus, ingredi intendunt;" Foedera, T. iv. p. 511. And yet, on the 22d April following, he demanded restitution of the inheritance of Lord Wake, one of the barons in arms; Foedera, T. iv. p. 518.

Leland. i.

553.

Knyghton,

2560.

Walsing.

131.

Foedera iv.

511.

The whole force assembled on this mighty enterprise consisted of four hundred men at arms, and of infantry three thousand *.

At first, the barons intended to have entered Scotland by the marches, after the mode of avowed enemies in legitimate and national war. But Edward would not permit them. Although he favoured their undertaking, he dissimulated until the event should be seen; and, as he could not pretend ignorance of their preparations, he published a specious order, "that no one should presume to infringe the peace of Northampton," [24th March 1331-2.]

Leland. i.

553.

This obliged the barons to vary their plan of operations. They determined to invade Scotland by sea: And, without any obstacle, they embarked at Ravenshere in Holderness †.

Knyghton,

2560.

Heming. ii.

273.

Murim. 79.

Leland. i.

478. 552.

Ford. xiii.

25.

Among the *disinherited* or the *claimants* ‡, these were the principal: Henry de Beaumont, Gilbert de Umfraville, Thomas Lord Wake of Ledel, David de Strathbogie, Richard Talbot, Henry de Ferrers, and his two brothers, William de la Zouche, and Henry the brother of Edward Balliol.

* "Having a 400 men of arms with him;" *Scala Chron.* ap. Leland. v. i. p. 553. "Cum trecentis armatis et tribus mille de omni genere peditum;" *Knyghton*, p. 2560. "Cum 2500 armatis et peditibus;" *Walsingham*, p. 131.

† Called also Ravenspur and Ravensburgh, at the mouth of the Humber. The place does not exist, having been overwhelmed by the sea many centuries ago. According to conjecture, it stood near that point now called *the Spurn head*. See *Camden Britannia*, p. 740. and *Gibson's* additions, p. 747.

‡ They are sometimes called *les querelleurs*, which implies *claimants*.

Historians also mention John, Alexander, Geoffrey, and William de Moubray, Walter Comyn, Fulk Fitz-Warine, and Roger de Swinerton *.

* The claims of the chief of the disinherited barons will be understood, in some measure, from the following narrative.

HENRY DE BEAUMONT claimed the earldom of Buchan, by reason of his marriage with Alicia, one of the heirs of Comyn 5th Earl of Buchan, and constable of Scotland. *Dugdale, Baronage*, T. ii. p. 50. says, "That she was one of the *cousins* 'and heirs of John Earl of Buchan;" But T. ii. p. 685. that she was his *niece*; and with this last opinion, *Burton*, Leicestershire, p. 37. concurs. He supposes that she was the daughter of Alexander who was the brother of John Earl of Buchan. Genealogists, who examine the different passages in *Dugdale*, will find ample matter for doubt.

GILBERT DE UMFRAVILLE claimed the earldom of Angus, of which his predecessor Robert had been deprived by forfeiture in the late reign; *Coke*, 4. inst. p. 47. *Dugdale*, T. ii. p. 505. He had a like right to the superiority [*status domini*] of the barony of Dunipace in Stirlingshire, which Bruce had granted to William de Lindsay; *Rolls*, Robert I. No. 88.

THOMAS LORD WAKE had right of inheritance in the Lordship of Ledel or Lidel, through his grandmother Johanna de Stuteville. He now sought to regain that possession, of which he had been deprived in the course of the wars with Scotland; *Dugdale*, T. i. p. 273.

John Comyn of Badenoch, slain by Bruce at Dumfries, left a son *John*, and two daughters, *Johanna* and *Elisabeth*. John died without issue, 19. Edward II. being then seized of the manor of Trifete in Tindale. He was called 'of Badenoch in Tindale;' *Dugdale*, T. ii. p. 686. His English estates and his pretensions in Scotland devolved on his two sisters. The eldest, *Johanna*, married David de Strathbogie, (or Hastings,) Earl of Athole, who forfeited in 1323. She was the mother of David de Strathbogie, who, in England, retained the title of Earl of Athole; *Dugdale*, T. ii. p. 96.

Hence DAVID DE STRATHBOGIE claimed one half of the estates of Comyn of Badenoch, in right of his mother.

Elisabeth, the younger sister of the last John Comyn, married Sir Richard Talbot, called of Goderick castle in Herefordshire, in right of his wife, as it seems; *Dugdale*, T. i. p. 326. 686. and hence SIR RICHARD TALBOT claimed the other half of the estates of Comyn of Badenoch, in right of his wife.

Randolph, in consequence of the English preparations, assembled an army, and advanced to Colbrandspath, on the frontier of East Lothian; but having received intelligence of the naval armament, he marched northwards, to provide for the defence of the interior parts of the kingdom. Amidst the

HENRY DE FERRERS of GROBY had pretensions to lands in Galloway and elsewhere, through his grandmother, Margaret de Quinci, one of the co-heirs of Roger de Quinci Earl of Winchester; *Dugdale*, T. i. p. 262, 267. It appears that Bruce made a grant of the superiority of the lands of Lambrachtoun and Grugere in Cuningham, to Robert de Cuningham, which had belonged to Alan de la Zouche and William de Ferrers, [the father of Henry,] *Rolls*, Robert I. No. 53. This was plainly a part of the de Quinci succession.

It is probable that the claim of WILLIAM DE LA ZOUCHE was founded on a grant made to him by his cousin Alan de la Zouche, of some part of the lands which had anciently belonged to Roger de Quinci, Earl of Winchester, the great-grandfather of Alan. See *Burton*, Leicestershire, p. 19. and *Dugdale*, T. i. p. 153. T. ii. p. 688, 689. What I have to offer on this subject is merely in the form of plausible conjecture.

Roger de la Zouche had two sons, Alan and William; Alan the eldest married Helen de Quinci, daughter and co-heir of Roger Earl of Winchester; he had a son Roger, who had a son Alan.

The lands of Tranent [anciently *Tranirrentis*,] in East Lothian, which belonged to Alan de la Zouche, were granted by Bruce to Alexander Seton; *Rolls*, Robert I. No. 56.

William, the second son of old Roger de la Zouche, left Joyce, his daughter and heir, married to Robert de Mortimer of Ricards castle; she had two sons, 1. Hugh, 2. WILLIAM.

Alan de la Zouche, the chief of the family, having no issue-male, settled the manor of Ashbie and other lands on his cousin WILLIAM DE MORTIMER, who assumed the name of *de la Zouche*. He, in all probability, is the WILLIAM DE LA ZOUCHE, mentioned by historians as one of the disinherited barons. My conjecture is, that Alan, together with the manor of Ashbie, settled on WILLIAM the estates in Scotland which had belonged to Helen de Quinci; and, indeed, as matters then stood, it was an alienation not greatly to the detriment of the daughters of Alan,

excruciating pains of a confirmed stone, he ceased not to discharge the duties of his office with acti-

The preceding narrative will be best understood by a *genealogical tree*.

Roger de la Zouche.

2. William de la Zouche.	1. Alan = Helen de Quinci. Lord of Ashbie.
Robert de Mortimer = Joyce.	Roger de la Zouche.
2. WILLIAM, called DE LA ZOUCHE.	1. Hugh. Alan de la Zouche, who made the settlement on William de Mortimer.

No other hypothesis occurs to me which can connect WILLIAM DE LA ZOUCHE of Mortimer with any estates in Scotland.

Knyghton, p. 2560. relates, that William de la Zouche did not claim in person, but that [Ralph] Lord Stafford claimed for him. We may learn the reason of this from *Dugdale*, T. i., p. 153. William de la Zouche of Mortimer was at that time justice of the forests south of Trent, and constable of the tower of London. The duties of those offices, it is probable, prevented his personal attendance in the Scottish expedition; and, besides, it would not have been decent for a man possessed of such high employments, to have appeared in arms against the Scots, while his sovereign affected to disapprove of the war.

Roger, the father of JOHN DE MOUBRAY, forfeited in the late reign. His estates were Eckford in Roxburghshire, Kelly in Fife [or perhaps Kello in the Merse,] and Methven in Perthshire. They were all granted to the Stewart of Scotland. See *Nisbet*, Heraldry, T. i. p. 287. and *Abercrombie*, T. ii. p. 149. These facts, however, must rest on the authority of the writers quoted, for I have seen no evidence of them on record.

Fordun, L. xiii. c. 25. gives the appellation of *Strathbolgie* to John de Moubray. It is observed by *Dugdale*, T. ii. p. 95. "That when David de Strathbolgie, for 5000 marks, purchased, from Ralph de Monthermer, the estate of Athole, which had belonged to his ancestors, John de Moubray was one of the persons who entered a recognisance with him for

vity and vigilance. He expired on the march * [20th July.] A man he was to be remembered while integrity, prudence, and valour, are held in esteem among men.

* the price." Perhaps David de Strathbolgie, on this account, mortgaged his lands of Strathbolgie to JOHN DE MOUBRAY.

ALEXANDER DE MOUBRAY was the brother of John; *Fordun*, L. xiii. c. 29. It is probable that he, and the other persons of that name, having no claim for ancient inheritance, engaged as adventurers in the Scottish expedition.

WALTER COMYN was, in all likelihood, the son or representative of William Comyn of Kilbride in Lanerkshire, who forfeited in the last reign. His lands also had been granted to the Stewart; *Remarks on Ragman's Roll*, p. 10. subjoined to *Nisbet*, Heraldry, v. ii. But I do not vouch for the truth of this, not having discovered any thing to that purpose on record. There was a Walter Comyn who held seven pounds and six pennies of the lands of Brankholme, in the barony of Hawick, [Selkirkshire,] *Rolls*, Robert I. No. 24. Two persons bearing the name of *Walter Comyn* followed the fortunes of Balliol; the one was killed at Annan 26th December 1332, and the other was killed in the forest of Kilblain, September 1335; *Fordun*, L. xiii. c. 25. c. 36.

HENRY DE BALLIOL was the younger brother of Edward, who now asserted his pretensions to the crown of Scotland. A person of that name had a grant of the lands of Brankholme, with the exception of the parcel granted to Walter Comyn; *Rolls*, Robert I. No. 24.; but whether he was the same person, I know not.

FULK FITZ-WARINE and ROGER DE SWINERTON are barons well known in English history; but what were the estates in Scotland to which they laid claim, I have not been able to discover.

* At Muffelburgh, five miles to the east of Edinburgh. It is said, *Fordun*, L. xiii. c. 19. that he died on the 13th of August. But this is a mistake of the transcriber; for the Earl of Marre was chosen guardian in his room, 2d August; *Fordun*, L. xiii. c. 22.—*Barbour*, p. 442. says, that Randolph was poisoned by a friar; *Fordun*, L. xiii. c. 19. says, by his chaplain, an English friar; and he adds some circumstances, implying, that Edward III. was then on the borders of Scotland, and was privy to this base deed; *Boece*, L. xv. fol. 310.

The Scottish parliament assembled at Perth for electing a Regent. After great diversity of opinions, it was agreed that Donald Earl of Marre, nephew of the late King, should be entrusted with that important charge *, [2d August]. An unhappy choice! His connection with the royal family appears to have been the principal merit of the person elected to supply the place of Randolph. The Earl of Marre, while a child, had been conveyed into England by Edward I. and remained in captivity for many years. After his release, he seems to have established his chief residence in England †. No military service of his is known, For.xiii.22.

311. adds many more circumstances to the same purpose; and yet he confesses that Randolph was afflicted with a confirmed stone. This popular story has been examined, *Remarks on the history of Scotland*, c. iv. In support of what is there observed, I have to add, that Edward III. during the course of the summer and autumn 1332, was never within 200 miles of the Scottish borders. He resided at Woodstock, near Oxford, from 2d May to 28th July; *Foedera*, T. iv. p. 520-526. at Wigmore in Herefordshire, 7th August; *ibid.* p. 529.; at Kidderminster in Worcestershire, 18th August; *ibid.* p. 530.; at Westminster 13th and 20th September; *ibid.* 531.—533. From examining dates, it is natural to draw this conclusion, that Edward III. was upon a progress through the interior parts of his kingdom, and that having heard of the changes in Scotland, he repaired to London.

* “Omnes magnates, tam ecclesiastici quam laici, apud Perth, quarto nonas Augusti congregati, post plures altercationes, et varias dissensiones, Dovenaldum Comitem de Mar unanimiter elegerunt in regni custodem;” *Fordun*, L. xiii. c. 22. It was indeed difficult to make a fit and unanimous choice. Most of the surviving companions of the victorious Bruce were far advanced in years; his grandson, the Stewart, was under age, and the pretensions of the other great Lords were nearly equal.

† He was present at the parliament of Scone 1318; but his name does not appear in the letter to the Pope 1320.

except a subordinate command which he held during the short campaign in the year 1327. Having, probably, small knowledge of his native country, and being destitute of civil abilities, and experience in war, he assumed the reins of government at a most critical juncture, and amidst perils which it would have required the genius of Douglas, Randolph and Bruce, effectually to oppose.

Foedera,
iv. 529.

After the disinherited Lords had embarked at an English port, in order to invade Scotland, Edward impowered Henry de Percy to punish all his subjects who should presume to array themselves in contempt of his prohibition: And, because he understood that the Scots were arming, he impowered Percy to arm for repelling them, [9th August]. This tardy zeal for maintaining peace, and this pretext of self-defence, were thin disguises to cover the hostile intentions of the English government against an unhappy nation, now bereaved of its chief supports, and rendered feeble by the minority of its Sovereign.

For. xiii. 22
Hem. ii.
273.

Edward Balliol, and his associates, appeared in the Frith of Forth, [31st July.] He landed near Kinghorn *, [6th August], and routed the Earl of Fife, who opposed his landing with some troops.

This, of itself, affords reasonable evidence that he was not then in Scotland. There is a remarkable passage in *Scala Cron.* ap. Leland, T. i. p. 450. "Donald Earl of Marre in Scotland was made, by King Edward, guardian of the castle of Bristow, the which he delyverid to the Quene, and repaired into Scotland." This was in summer 1326 *Knyghton*, 2545.

* Although historians say *Kinghorn*, yet I suppose that *Wester Kinghorn*, now called *Burntisland*, was the place where Balliol landed. The ground about Kinghorn would have been exceedingly inconvenient for the disembarkation of cavalry.

haftily affembled. In this conflict, Alexander Seton, the son, was slain †.

Balliol marched next day to Dunfermline; and having ordered his fleet to sail round the east coast of Fife, and wait for him at the entrance of the river Tay, he proceeded northwards, and encamped on the Millar's acre at Forteviot, with the river Earn in front, [11th August].

The Earl of Marre encamped with a numerous army on the opposite bank of the river Earn, in the neighbourhood of Duplin. Another army, nearly as numerous, under the command of the Earl of March, had advanced from the southern parts, through the Lothians and Stirlingshire, and had fixed its quarters at Auchterarder, eight miles to the west of Forteviot *.

No situation could be more perilous than that of Balliol: Within view of one army greatly superior in numbers to his own, and most advantageously posted, and, at the same time, hourly in ha-

† *W. Hemingford*, T. ii. p. 273. says, that the Earl of Fife opposed the landing of Balliol with a body of 10,000 men, and that 900 Scots were slain in the action; but *Fordun*, L. xiii. c. 22. says, "Cui Alexander Seton filius cum paucis ei in facie resistens, eodem die cum tribus aut quatuor ibidem occubuit." The three or four mentioned by *Fordun*, were probably men of some rank. As to this Alexander Seton, the son, See *Appendix*.

* Historians differ as to the force of the armies. *Fordun*, L. xiii. c. 23. says, That the regent had 30,000 men under his command, and the Earl of March as many; and L. xiii. c. 22. that Balliol had between 500 and 600 armed men, that is, horsemen completely armed. *W. Hemingford*, T. ii. p. 273. reckons each of the Scottish armies at 40,000, and Balliol's at 500 armed men. *Knyghton*, p. 2560. says, That Balliol, when he landed in Fife, had 300 armed men, and 3000 more of different sorts; "De omni genere peditum," and that he had with him 2500 in all, in his camp on the banks of the river Earn.

zard of seeing another formidable enemy advance on his flank. To retreat, in such circumstances, through Fifeshire, would have been impracticable; and, although it had been practicable, would have availed him nothing, for he had ordered his fleet to depart from the Frith of Forth; neither would the danger have been less imminent, or the hopes of success more probable, had he marched towards the mouth of the river Tay, in the uncertain expectation of meeting his fleet.

He took the desperate resolution of crossing the river, and attacking the Regent in his camp.

For. xiii. 23.

Hem. ii.

²⁷³
Knighton,

2560-1.

Andrew Murray of Tullibardin directed the English to a ford †.

The Scots kept no watch, but abandoned themselves to intemperance and riotous mirth, while at midnight, the English, led by Alexander de Mowbray, crossed the river. They ascended a rising ground, came unperceived on the right flank of the Scottish army, and made a pitiless slaughter. At the first alarm, young Randolph, Earl of Moray, hastened with three hundred men at arms to oppose the enemy. Being gallantly seconded by Murdoch Earl of Menteth, Alexander Fraser, and Robert Bruce, a natural son of the late King, he checked the English impetuosity, and maintained the combat on equal terms. But the Regent, and the whole multitude, rushed to battle without order or discipline, and at once overwhelmed Randolph and his companions. In a moment all was unutterable confusion; and, while those behind still pressed on, the foremost were thrown down and trodden under foot, and suffocated. The English slaughtered without controul. The carnage and pursuit lasted for

† He fixed a stake in the river to direct them, "fixit palum
"in le Dernford aquae de Erne;" *Fordun*, xiii. c. 25.

many hours *, and the remains of this mighty army were utterly dispersed, [12th August †]. Never did the Scottish nation receive an overthrow so disgraceful; and, indeed, the English themselves stood astonished at their easy victory ‡.

In the action of Duplin-moor, there were slain many Scotsmen of eminent rank. Donald Earl of Marre, the Regent, whose ignorance of military discipline was the chief cause of this national disaster ||, Thomas Earl of Moray, Murdoch Earl of

* “Ab ortu solis usque ad altam primam diei;” *Knyghton* p. 2561. “ad horam nonam;” *W. Hemingsford*, T. ii. p. 273.

† According to *Fordun*, L. xiii. c. 22. 23. Balliol came to the river Earn on the eve of St Lawrence, or 9th August, and fought on the next day, or the 10th; and yet *Fordun* afterwards mentions the 11th of August as the day of the battle. *Knyghton* says, that the battle was fought “Die Mercurii ‘post festum Sancti Laurentii;’” that is, if I mistake not, on the 12th of August.

‡ “Virtute divina revera non humana;” *W. Hemingsford*, T. ii. p. 273. To the same purpose, *Fordun*, L. xiii. c. 24. “Quos utique non via humana, sed ultio prostravit divina, ‘quod in hoc patet, quod multo plures ex collisione corporum, ‘confricatione armorum, et prostratione equorum, se invicem ‘opprimunt, sine vulnere ceciderunt, quam qui telo vel ‘gladio jugulati sunt;” and c. 23. he applies to the Scots that saying of one of the antients, “Nunquam in solido stetit superba felicitas.”

|| *Barnes*, Edward III. p. 60. says, on the credit of a MS. Chronicle, “That the Earl of Marre had secretly combined ‘with Balliol;” and he relates a conversation which passed on that subject, during the battle, between the Earl of Marre and the Earl of Carrick, erroneously called the bastard of Robert Bruce. It is grievous that a man should be charged as unfaithful to the cause in which he died. Nothing, indeed, can be more improbable than a charge which supposes that the nephew would have betrayed the son of Robert Bruce, at the expence of his own authority as well as of his honour; besides, the circumstances related by *Barnes*, at too great length to be transcribed, are utterly absurd.

Menteth, Robert Earl of Carrick *, Alexander Frazer †, and Robert Bruce ‡; the slaughter made of the men at arms, and of the infantry, was very great ||. Of the men at arms, under the particular

* He was the natural son of Edward Bruce, and had received the title of Earl of Carrick from the late King.

† Chamberlain of Scotland. He married Mary the sister of Robert Bruce. He was ancestor of the Lords Lovat and Salton. See *Crawford*, Officers of State, p. 274.

‡ A natural son of the late King. The English historians mention Nigel and Alexander Bruce among the slain; *Knyghton*, p. 2561. *Walsingham*, p. 131. I know nothing concerning them. They also speak of an *Earl of Athole* among the slain. The person meant is John Campbell Earl of Athole; but he was killed at Halidon in the following year.

|| “*Ad hominum tria millia;*” *Fordun*, L. xiii. c. 24. But this must be a mistake, unless he means *men at arms*. *W. Hemingford*, T. ii. p. 273. says, that twelve Barons were slain, with 806 knights, probably a mistake of the transcriber for 86, 2000 men at arms, and 13,300 foot soldiers.

In describing the disaster at Duplin-moor, Boece has surpassed himself; L. xv. fol. 312. 313.; the story, as related by former historians, is just within the bounds of credibility. Boece, however, resolved to add a little of his own marvellous.

Of Balliol's harangue to his troops, I say nothing, although it would have enabled any single deserter to disclose the whole plan of operations, whose success depended on the utmost secrecy. Neither will I say any thing of the second harangue made at midnight, to his officers, when not a moment was to be lost in the parade of words; because I know, that, for such things, there are precedents, ancient and modern.

What I have to observe, is concerning a downright fiction of Boece. He literally hurries his readers into the midst of things; and he asserts, that the first attack of the English was on the rear of the center of the Scottish camp, and that they surprised the Regent's tent, and killed him while he lay asleep, [“*jamque ubi in media castra ad praetorium pervenerant, nec quiskam adventum perceperat, ibi praetorio dejecto ducem imprimis dormientem confodiant.*”]

He next remarks, that “*all unwarlike men, and especially the English,*” are of a merciless disposition towards the van-

command of the Earl of Fife, three hundred and sixty were slain; the Earl himself having been made prisoner, submitted to the conqueror.

‘quished, [quum omnes homines imbelles, tum præsertim ‘*Anglorum gens*, nimis in victos ac superatos impotentes nulli ‘parcunt.”] This is, indeed, an extraordinary remark to be made by a Scotoman, in the narrative of the battle of Duplin. Bellenden, the paraphrast of Boece, has judiciously omitted it.

In numbering the slain, Boece has given free reins to his imagination. “Three thousand gentlemen, and an innumerable multitude of the common sort,” far exceeds any English account of the slain.

When he comes to particulars, he is singularly unfortunate. “*William Hay*, constable of Scotland, was slain, and the race ‘would have been extinguished, had he not left his wife ‘pregnant.” “*Una dies Fabius*,” &c. This is an old fable often repeated in our histories. What Boece relates is altogether fabulous. 1. There is no reason for believing that Sir *Gilbert Hay* of Errol, whom Boece calls *William*, was slain at Duplin. 2. That the line of the family was carried on by a posthumous child, is impossible. David, the son of Sir *Gilbert*, constable of Scotland, was witness to a charter in 1344, *Chart. Aberbrothock*, and was killed at the battle of Durham in 1346, as Boece himself acknowledges, fol. 325, a. To say that the constable of Scotland was killed at the head of an army in the 14th year of his age, is a contradiction.

Boece says, that, at Duplin, Robert Keith the marshal was slain, with most of his kindred. If this was so, it is strange, that neither Fordun, nor any of the English historians should have mentioned it, while they made mention of the death of persons less distinguished.

He adds, that David Lindesay of Glensfick was slain, with 80 gentlemen of his kindred. There is a great sameness in the narrative of Boece; and, I presume, that the 80 gentlemen were thrown in for the sake of variety. There was no such person as *David Lindesay of Glensfick* in 1332. The person then in possession of that barony was *Alexander de Lindesay*, and he was slain in 1333, at Halidon. If Boece meant to speak of David Lindesay, the head of the family, it is certain that he was not killed at Duplin in 1332, for he was alive in 1346, when his son was killed at Durham. *Fordun*, L. xiv. c. 3. reckons among the slain at that battle “David de Lindesay filius et hæres D. David de Lindesay.”

Knyghton,
2561.

On the side of the English there fell two knights, John de Gourdon, and Reginald de la Beche, with thirty-three esquires; and, of common men, an inconsiderable number.

Hem. ii.

273.

Knyghton,
2561.

Next day Balliol took possession of Perth. Apprehending an attack from the Earl of March, he ordered the ditch to be cleared, and the town to be inclosed with palisadoes *.

A soldier coming from the carnage at Duplin, met the Earl of March, shewed his mortal wounds, and expired. This was the first intelligence that the Scottish army received of the overthrow of their countrymen. On their advancing to the field of battle, it was sadly confirmed. Eager for revenge, they hurried on to Perth. While they were descending from the neighbouring heights, 'Courage,' cried Henry de Beaumont, 'those men will not hurt us.' Whether he said this merely to animate the English, or whether he formed his conjecture from the disordered motions of the enemy, or whether he, indeed, discerned the banners of some noble persons, who secretly favoured Balliol, is uncertain. . Certain, however, it is, that the hasty resolution of assaulting Perth, was as hastily

Boece gives the names of many knights slain at Duplin; but I have neither leisure nor opportunity to examine this part of his narrative. It is probable, however, that he has not been more accurate in his account of persons of inferior rank, than in his account of more eminent persons.

* "Fortificaverunt villam cum larga fossura et de paleis supponentes se infra breve habituros indigentiam defensionis;" *Knyghton*, p. 2561. This circumstance is mentioned, because many historians of both nations have considered Perth as a place of strength at that time, having mentioned its *surrender*, and have pointed out the causes of its making no resistance. Perth appears to have been dismantled by Robert Bruce, in consequence of a favourite maxim of his policy, which, however specious in theory, served to accelerate the conquests of Balliol.

abandoned, and that the slow operations of a blockade were preferred. The Scots hoped, by investing the town, and cutting off all communication with the sea, to reduce the English to the extremities of famine, and force them to capitulate.

John Crabbe, a Flemish mariner, had eminently distinguished himself at the defence of Berwick. Attached to the service of Scotland, he continued for many years to cruise on the eastern coasts, and exceedingly annoyed the English commerce *. While the Scots blockaded Perth, he came with ten vessels to the entrance of the river Tay : He took the ship which belonged to Henry de Beaumont ; but soon after, in a general engagement, his whole fleet was burnt, [24th August.]

Hem. ii.
273.
Knyghton,
2561.

The Earl of March, after this disaster, saw that his own numerous forces were in imminent hazard of perishing through want of provisions †, while the English, now become masters at sea, received abundant supplies. He therefore relinquished the blockade, and ordered the Scots to disperse themselves. His orders were instantly obeyed : And thus, with-

For. xiii. 24.
S. Chron.
ap. Leland,
i. 553.

* “ Qui multa mala facpius per mare pluribus annis Anglis intulerat ;” *W. Hemingford*, T. ii. p. 273.

† This circumstance is mentioned in *Scala Chron.* ap. Leland, T. i. p. 553. “ Cam an infinite numbre out of all partes of Scotland afore S. John’s toune, and sone after, for lack of vittayle, were constraynid to recoyle and dispartle themselves.” *Fordun*, L. xiii. c. 24, either not knowing, or not remarking this circumstance, has censured the conduct of the Earl of March in abandoning the blockade of Perth. Many circumstances in the conduct of that noble person admit not of apology ; in particular, his negligence, and his ignorance of the motions of the enemy at Duplin, are inexcusable ; and it must be admitted, that his behaviour was often ambiguous, and resembling that of an opulent man, who meant to save his own fortune out of the public wreck ; yet, after the destruction of Crabbe’s fleet, it does not appear that the blockade of Perth was any longer practicable.

in the space of three weeks from his landing, Edward Balliol saw himself in quiet possession of Scotland.

For.xiii.24. He was crowned at Scone, [24th September *], in presence of the clergy and people of Fife, and of the low country of Perthshire, who had submitted to a power which they could not resist. Duncan Earl of Fife, and William Sinclair Bishop of Dunkeld, assisted at this solemnity. The former had, a few weeks before, opposed Balliol in the field, and the latter, in the reign of Robert Bruce, for his valiant opposition to the English invaders, had merited the title of *The King's Bishop*.

Knyght. 2562. Immediately after his coronation, the new monarch repaired to the southern parts of Scotland, having entrusted Perth to the custody of the Earl of Fife.

Ibid. James Frazer, Simon Frazer, and Robert Keith surprised Perth, and razed its fortifications, (7th October.) The Earl of Fife, and his family and vassals, were made prisoners. Andrew Murray of Tullibardin, who had directed the English to a ford on the river Earn, was taken at Perth, and punished as a traitor. The English historians report, that the Earl of Fife, the governor, betrayed the town to the Scots †.

Knyghton, 2562. For.xiii.25. Such of the Scots as still adhered to their infant sovereign, conferred the office of Regent on Si

* *W. Hemingford*, T. ii. p. 273. places the coronation of Balliol on the 27th September.

† "Idem Comes se Scotis contulit, villamque illis proditiose tradidit;" *Knyghton*, p. 2562. It may seem strange that Balliol placed such confidence in the Earl of Fife, so lately an enemy. But the forces of Balliol were not numerous, and he could not leave an English garrison at Perth: He, therefore, judiciously entrusted that town to a Lord whose territories lay open to the incursions of the English. This circumstance might either serve to insure his fidelity, or afford means of chastening his bad faith.

Andrew Murray of Bothwell, husband of Christian the sister of Robert Bruce. But he, although brave and active, had not force sufficient to attempt ought considerable.

On the news of the sudden change of affairs in Scotland, Edward III. repaired to York, having been counselled by his parliament, *for the safety of the realm*, to draw near the Scottish frontiers †. Foed. iv. 539, 540.

Meanwhile, Balliol came to Rokeburgh, and *there* made a solemn surrender of the liberties of Scotland. He acknowledged the English King for his *liege Lord*; and, as if that had not been sufficient, he became bound to put him in possession of the town, castle, and territory of Berwick, and of other lands on the marches, extending in all to the yearly value of L. 2000, “on account, as the instrument bears, of the great honour and emotions which we have procured through *the sufferance* ‡ of our Lord the King, and by the powerful and acceptable aid which we have received from his good subjects.” Foed. iv. 536. 539.

Moreover, Balliol offered to marry the Princess Johanna, whom he considered as only betrothed to David Bruce, and to add L. 500 of land-rent to her original jointure, and *this* under the extravagant penalty of L. 10,000, to be appropriated as a portion to the young lady, or otherwise disposed of for her behoof.

He further engaged to provide for the maintenance of David Bruce, as the King of England should advise.

† It appears from *Foedera*, T. iv. p. 535.—550. that Edward III. remained at York, and in its neighbourhood, from 26th October 1332 to 9th March 1332-3.

‡ “*La sufferance*.” It was necessary to use *sufferance* in the translation. *Permission* implies more than Balliol meant to express; and *connivance* would be an improper word to use where a sovereign prince is concerned.

And, *lastly*, he became bound to serve Edward in all his wars, excepting in England, Wales; and Ireland; for the space of a year together, with 200 men at arms, and all at his own charges, and he bound his successors to perform the like services, with an hundred men at arms, [23d November.]

Edward having engaged to maintain Balliol in possession of Scotland, Balliol engaged to serve him in all his wars without exception, [23d November.]

Foedera,
iv. 539.

Ibid. 535.

At this season there was a duplicity in the conduct of Edward III. which can neither be accounted for nor justified. With much earnestness he solicited the papal court to prefer Robert de Ayleston, Arch-deacon of Berks, to the vacant see of St Andrews, and he urged that it was necessary to have, in that office, a person of pacific dispositions, and well affected to England, "the plighted fidelity of the Scots being frail, and their friendship 'dubious *';" but he industriously avoided any mention of the revolution in Scotland, (26th Oct.)

Ibid. 540.

In another dispatch to the Pope, he expressed his fears lest his conduct in Scottish affairs should be misrepresented; and, while he spoke of the enterprise, victories, and coronation of Balliol, he kept a profound silence with respect to the submission made by Balliol to him as his liege lord, (15th December.)

Ibid.

And, which is the most singular of all, he, at the very same time, appointed plenipotentiaries to treat with ambassadors from the Regent and barons of Scotland, (14th December.)

Scala Chr.
ap. Leland.
i. 553. 554.

It is said, that, when the Scottish ambassadors implored the assistance of Edward in behalf of their sovereign, Edward made answer, "That he could

* "Cum sit fragilis et dubia penes nos et regnum nostrum
Scotorum promissa fides et amicitia;" *Foedera*, T. iv. p.
535.

“ give no assistance to those who had deprived his subjects of their estates.” But it is not probable that this evasive answer was made, after Edward, by receiving the homage, had acknowledged, and had become bound to support the title of Balliol.

Perhaps the concessions made at Rokesburgh by Balliol were, for a season, kept secret. If this conjecture be admitted, the conduct of Edward, however unjustifiable, will appear consistent.

Many of the Scottish barons, either through despair, or from ancient attachment to the Balliol line, submitted to the conqueror, and acknowledged his title. Ford. xiii.
25.

The Earl of March and Archibald Douglas obtained a truce from Balliol until the second of February, by which time it was proposed to have all controversies settled in a general convention. Hem. iii.
273.

John, the second son of Randolph, now become Earl of Moray by the death of his brother : Archibald, the youngest brother of the renowned Douglas, together with Simon Fraser, assembled a body of horsemen at Moffat in Annandale, and suddenly traversing the country, assaulted Balliol at Annan, where he lay in thoughtless security. Henry, the brother of Balliol, gallantly resisted the enemy ; but at length, being overpowered by numbers, he was slain. With him there fell many other persons of distinction *. Balliol escaped almost naked, and

* Particularly, Walter de Comyn, John de Moubray, and Richard Kirkby ; *Knyghton*, p. 2562. *Fordun*, L. xiii. c. 25. *Barnes*, Edward III. p. 67. says, “ surely the Lord John Moubray of England was not now slain, as Hector Boece falsely affirms ; for we find, by undoubted records, *Dugdale*, vol. i. p. 127. that he died not till twenty-nine years after this time.” Mr Ruddiman, *not. ad Buchanan*, p. 156. attempts to justify Boece, by observing, that if the authority of *Dugdale* is relied on, we must admit that Boece, and almost all our other historians, and also *Knyghton*, an English writer,

with hardly a single attendant, and took refuge in England, [16th December.]

Walf. 132.
Knyghton, 2562. That the Scots perfidiously violated a truce then subsisting, is averred by the English historians ; but this charge is certainly too general. The Earl of March, whose estates lay exposed to the enemy on all quarters, might judge it expedient to temporize, and request a truce ; but no convention between Balliol and him could bind the Earl of Moray.

Ford. xiii.
25. Alexander Earl of Carrick, a natural son of Edward Bruce, had lately submitted to Balliol, and was found in arms at Annan. The moderation and prudence of the young Earl of Moray saved him from the punishment of a traitor †.

Foedera,
iv. 548. Balliol, now an exile, appointed commissioners to swear in his name to the faithful performance of whatever he had promised to the King of England, [at Burgh, 12th February 1332-3.]

Ibid. The Scots began to make incursions into the English borders. Edward issued a proclamation, in which he solemnly averred, that the Scots, by their hostile depredations, had violated the peace of Northampton, [23d March 1332-3.] And he repeated this averment, [30th March 1333.]

Balliol, “by the sufferance of the English King, and the aid of Englishmen,” had invaded Scotland, overcome its armies, and seated himself on the throne of Bruce. In gratitude for this sufferance and aid, he ceded part of the Scottish dominions to England, and surrendered the independency of the rest : Yet, after all these events, Edward

are mistaken ; the better answer is, that Boece mentions not “the Lord John Moubray of England,” and that he and Dugdale speak of different persons.

† This seems to be the sense of the passage in *Fordun*, L. xiii. c. 25. “In quo conflictu captus fuit Comes de Carrick ‘per Comitum Moraviae, et a morte liberatus.’”

complained that the Scots had violated the peace of Northampton. History records not a more flagrant example of a royal manifesto offering insult to the common sense of mankind.

Balliol, having been joined by many English ^{Hem. ii. 274.} barons, returned to Scotland, [9th March 1332-3.] ^{Knigh-ton, 2562.} He took and burnt a castle where Robert de Colville commanded *, and establishing his quarters ^{Wals. 132.} in the neighbourhood of Rokesburgh; began to make preparations for besieging Berwick.

Just after the return of Balliol, Archibald Douglas ^{Ibid.} last, with 3000 men, invaded England on the side of the western marches, wasted the whole district of Gillesland, and brought off much booty, and many prisoners.

In revenge, Sir Anthony de Lucy made an incursion into Scotland. This enterprise, in itself unimportant, had fatal consequences; for Sir William Douglas, famous in our history, under the appellation of *The Knight of Liddesdale*, encountered de ^{Ibid. For. xiii. 271}

* It is probable that the person here meant is Robert Colville of Ochiltree, and *the castle*, Oxnam in Teviotdale, which belonged to him. *Knigh-ton*, p. 2562. says, “Ceperunt unam forfulam, in qua invenerunt Dominum Robertum de Colvyll cum X. armatis, cum multis dominabus et feminis de patria, et plures alios homines;” which passage *Barnes*, Edward III. p. 73. thus paraphrases, “They took a certain fortress, wherein they found the Lord Robert Colville prisoner, whom they released, with many other English gentlemen, and several great ladies of the country, all whom they released.”

† Sir James Douglas, called *the good Douglas*, was never married; his estate went to his brother Hugh, who probably laboured under some imbecility either of body or of mind; for his name never appears in history, and seldom on record. His brother Archibald was the person who, at that period, maintained the renown of the house of Douglas. He was commonly called *Tineman*, implying, as may be conjectured, *Tiny*, or *slender little man*.

Lucy, was totally defeated, and made prisoner *,
[near Lochmaben, towards the latter end of March.]

1333.

Foedera,
iv. 552.
For. xiii. 27

Edward commanded the Knight of Liddefdale to be put in irons. His captivity endured for two years.

Ibid.

About the same time Sir Andrew Moray of Bothwell, the Regent, resolved to attack Balliol before the arrival of reinforcements from England. A sharp conflict ensued at the bridge of Rokeburgh. Ralph Golding, a resolute soldier, having advanced before his companions, was thrown to the ground. The Regent generously attempted to rescue him; but, ill seconded by his troops, he fell into the power of the enemies. Disdaining to be their prisoner, he cried, "I yield to the King of England, conduct me to him." He was conducted to Edward at Durham, and detained in close custody †.

And thus Scotland, in an evil hour, was deprived of the services of two of its ablest commanders,

* William Barde and one hundred more were made prisoners, one hundred and sixty were slain. Among the slain are mentioned Sir Humphry de Bois, Sir Humphry Jardine, and William Carlyle, [probably of Torthorald.] It may be conjectured, that Sir Humphry de Bois was the ancestor of Hector Boece. That historian says, L. xv. fol. 323. a. "proavus meus Hugo Boetius, cujus pater ad Duplin occubuerat, *Baro Drisdaliae*," &c. Drisdale is a territory in Anandale. Boece supposed that his ancestor was slain at Duplin; it is more probable that he was slain at Lochmaben, with his countrymen.

† The English historians seem to place this event in the former year, immediately after the coronation of Balliol. Fordun, however, places it in the beginning of 1333, and he relates the circumstances with much precision, L. xiii. c. 27. Edward III. came to Durham about the 8th of April 1333; *Foedera*, T. iv. p. 553. This may contribute to ascertain the date of the Regent's disaster.

Sir Andrew Moray of Bothwell and the Knight of Liddesdale.

Archibald Douglas now became Regent, whether by a regular election, or by the general wish of the nation, is uncertain *.

Edward avowed his hostile intentions towards the Scots. He ordered an army to assemble at Newcastle upon Tyne, within a month from the 4th of April †, [30th March.] He desired that public prayers might be put up for himself and his troops engaged in the defence and preservation of the kingdom, [23d April,] and he requested the Earl of Flanders to prohibit his subjects from giving aid by sea to the rebellious Scots, [27th April.] . . . The King of France had formerly solicited Edward in behalf of the Scots, and had received an ambiguous and courtly answer. Edward now threw aside all disguise, and declared that the Scots had violated the peace, and that he was resolved to chastise their outrages, and seek redress for the wrongs done, in such manner as to himself should seem good, [7th May.]

Foedera,
iv. 552.

Ibid.

Ibid.

There was another circumstance in the conduct of Edward, which shewed that he meant to circumscribe the territories of Scotland, as well as chastise the Scots. He ordered possession to be taken of the Isle of Man, in his name, (20th May,) and soon after he made it over to William de Montague, who had some claim of inheritance in it, (9th August.)

* "Interea vero Archibaldus de Douglas, qui *Tyneman* dictus est, statim post captionem Domini Andreae de Moravia custodis, gardianus effectus est;" *Fordun*, L. xiii. c. 27.

† "A die paschae proxime futuro in unum mensem ad ultimum;" *Foedera*, T. iv. 552. In 1333, Easter-day fell on the 4th of April. This is a material date, and serves to correct a common error of historians as to the duration of the siege of Berwick.

The chief purpose of the English King was to gain the town and castle of Berwick, already ceded to him by Balliol.

Foedera iv. 564-566. To the Scots the preservation of Berwick appeared no less important. The Earl of March was appointed to the command of the castle, and Sir Alexander Seton, and afterwards Sir William Keith, to the command of the town.

Meming ii. 274-
Foedera iv. 558. Balliol with his forces came before Berwick. Edward arrived soon after with the English army, and established his quarters at Tweed-mouth, opposite to Berwick, on the south bank of the Tweed, [May] *.

For xlii. 29. The siege was vigorously prosecuted on the quarter towards the sea, as well as by land. Al-

* Edward appears to have been at Belford on his march northwards, 7th May, *Foedera*, T. iv. p. 557. So that it is probable, that, in a day or two after, he came to Berwick. Froissart relates, v. i. c. 27. that Edward III. leaving Balliol with his forces before Berwick, invaded Scotland, wasted the country, penetrated as far north as Dundee, and from thence marched across the island to the neighbourhood of Dunbarton. That he took the castles of Edinburgh and Dalkeith, and placed garrisons in them, and that, after having employed six months in this expedition, he returned to the siege of Berwick. This story has been transcribed by divers historians, who could not distinguish when Froissart was well informed, and when not. Froissart has placed, in 1333, events, which, as to many particulars, occurred afterwards. This *course of six months* is an impossibility; for Edward did not come to the siege of Berwick before May, and the place surrendered on the 20th of July. Besides, it appears from *Foedera*, T. iv. p. 558.—564. that Edward was in the neighbourhood of Berwick 27th and 30th May; 2d, 4th, 5th, 6th 8th, and 26th June; 2d, 6th, and 15th July; so that he never could have been three weeks absent; and indeed, it is not probable that he was ever absent from the siege. An invasion of Scotland at that time could have served no purpose of conquest, and, by dividing the army, might have had fatal consequences.

though the Scots made an obstinate defence, and were successful in burning great part of the English fleet, yet, unless relief arrived, they must, at last, have surrendered. The English historians aver that the garrison amused the besiegers with deceitful proposals of capitulation. Heming. ii. 275. Murim. 80.

At length the Regent appeared with a numerous army in the neighbourhood of Berwick, [11th July.] He endeavoured to convey succours into the town, or to provoke the enemies to quit the advantage of the ground, and engage in battle. But all his efforts were vain; the English obstructed every passage, and stood on the defensive. Heming. ii. 275. Knyghton, 2563. Walsing. 132. For. xiii. 27.

The Regent then entered Northumberland, wasted the country, and even assaulted Bamburgh castle, where Philippa, the young Queen of England, had her residence *. He fondly imagined that Edward III. would have abandoned the siege of Berwick, after the example of his father in circumstances not dissimilar. Edward nevertheless persevered in his enterprise. Yp. Neuf. 511. Ford. xiii. 28.

During a general assault the town was set on fire, and in great measure consumed. The inhabitants, having experienced the evils of a siege, and dreading the worse evils of a storm, implored the Earl of March and Sir William Keith to seek terms of capitulation. A truce was obtained; and it was agreed, that the town and castle should be delivered up on terms fair and honourable, unless succours arrived before the hour of vespers on the 19th July †. Ibid. 27. Foed. iv. 564—568

* In support of the facts here related, Tyrrel quotes the MS. chronicle of Lanercost. Walsingham, *Ypod Neustrie*, p. 511. supposes the attempt on Bamburgh castle to have been made after the main army returned to Scotland; but this is exceedingly improbable.

† The articles of capitulation are to be seen in *Foedera*, T. iv. p. 564.—568. They are curious, and present a detail

It was specially provided, "that Berwick should be held as relieved, in case two hundred men at arms, in a body, should force their passage into the town."

By the treaty, Sir William Keith was permitted to have an interview with the Regent. He found him with his army in Northumberland, urged the necessity of his return, and shewed him, that Berwick, if not instantly relieved, was lost for ever. Persuaded by his importunities, the Regent resolved to combat the English, and either to save Berwick or lose the kingdom.

On the afternoon of the 19th of July the Regent prepared for battle. He divided his army into four bodies: The *first* was led by John Earl of Moray, the son of Randolph; but as he was young and inexperienced in war, James and Simon Frasers, soldiers of approved reputation, were joined with him in the command. The *second* body was led by the Stewart of Scotland, a youth of sixteen, under the inspection of his uncle Sir James Stewart of Rosyth. The *third* body was led by the Regent himself, having with him the Earl of Carrick and other barons of eminence. The *fourth* body, or reserve, appears to have been led by Hugh Earl of Ross.

The numbers of the Scottish army on that day are variously reported by historians. The continuator of Hemingford, an author of that age, and Knyghton, who lived in the succeeding age, ascertain their numbers with more precision than is generally required in historical facts.

Hem. ii.
275. 276.

The continuator of Hemingford minutely records the numbers and arrangement of the Scottish army. He says; that, besides Earls and other Lords, or

singularly minute; but they cannot be abridged, and they are too diffuse to be transcribed.

great Barons, there were 55 Knights, 1100 men at arms, and 13,500 of the commons, lightly armed, amounting in all to 14,655.

With him Knyghton appears to concur, when his narrative is cleared from the errors of ignorant or careless transcribers*.

It is probable, however, that the servants who tended the horses of persons of distinction, and of the men at arms, and the useless followers of the camp, were more numerous than the actual combatants.

The English were advantageously posted on a rising ground at Halidon, with a marshy hollow in their front. Of their particular disposition we are not informed, further than that Balliol had the command of one of the wings.

It had been provided by the treaty of capitulation, "That Berwick should be considered as relieved, in case two hundred men at arms forced their passage into the town." *This* the Scottish men at arms attempted; but Edward, aware of their purpose, opposed them in person, and repulsed them with great slaughter. The Scottish army rushed on to a general attack; but they had to descend into the marshy hollow before mounting the eminences of Halidon. After having struggled with the difficulties of the ground, and after having been incessantly galled by the English archers, they reached the enemy. Although fatigued and disordered in their ranks, they fought as it became men who had conquered under the banners of Robert Bruce. The English, with equal valour, had great advantages of situation, and were better disciplined than their antagonists. The Earl of Ross led the reserve to attack in flank that wing where Balliol commanded; but he was repulsed and slain.

For xiii. 28.

* See Appendix.

There fell with him, Kenneth Earl of Sutherland, and Murdoch Earl of Menteth *.

In the other parts of the field, the events were equally disastrous. The Regent received a mortal wound, and the Scots every where gave way. In the field, and during a pursuit for many miles, the number of slain and prisoners was so great, that few of the Scottish army escaped.

Besides the Earls of Ross, Sutherland, and Menteth, there were among the slain Malcolm Earl of Lenox, an aged Baron; he had been one of the foremost to repair to the standard of Robert Bruce, and he now paid the last duties to his country; Alexander Bruce, Earl of Carrick, who atoned for his short defection from the family of his benefactor; John Campbell Earl of Athole, nephew of the late King; James Fraser, and Simon Fraser, John de Graham, Alexander de Lindeſay, Alan Stewart, and many other persons of eminent rank.

The Stewart had two uncles, John and James. John was killed, and James mortally wounded and made prisoner †.

The Regent, mortally wounded, and abandoned on the field of battle, only lived to see his army discomfited, and himself a prisoner.

Foed. iv.

568.

Yp. Neuf.

511.

This victory was obtained with very inconsiderable loss. It is related by the English historians, that, on the side of their countrymen, there were

* *Knyghton*, p. 2562. says, that the Earl of Strathern was killed; but he is mistaken. See *Foedera*, T. iv. p. 595.

† *Fordun*, L. xiii. c. 28. relates, that Sir James Stewart was slain; the English historians, that he was mortally wounded and made prisoner. It may be remarked, that at Halidon two Stewarts fought under the banner of their chief; the one *Alan* of Dreghorn, the paternal ancestor of Charles I. and the other *James* of Rosyth, the maternal ancestor of Oliver Cromwell.

killed one knight, one esquire, and twelve foot soldiers. Nor will this appear altogether incredible, when we remember that the English ranks remained unbroken, and that their archers, at a secure distance, incessantly annoyed the Scottish infantry.

According to capitulation, the town and castle of Berwick surrendered. The English King took twelve hostages for securing the fidelity of the citizens of Berwick. Foedera, iv. 58a

Whether he put to death any of the hostages whom he had formerly received, is an historical problem, which will be considered in a separate dissertation *.

Edward not only granted his protection to the Earl of March, [26th July,] but he also received him into favour, and appointed him to a distinguished command on the borders of the two kingdoms †. Knyghton, 2563. Foedera, iv. 570.

“And now,” says an English historian, “it was the general voice, that the Scottish wars were ended; for no man remained of that nation who had either influence to assemble, or skill to lead an army.” Anonym. Edw. III. 402.

Some castles, however, still remained in the possession of the friends of Scotland. Malcolm Fleming having escaped from the carnage at Halidon, secured the castle of Dunbarton. Alan de Vypont held the castle of Lochleven, Robert Lauder the castle of Urquhart in Inverness-shire, and Christian Ford. xiii. 18.

* See Appendix.

† *Fordun*, L. xiii. c. 28, says, “In crastino vero jussit Rex Angliæ omnes *exanimari*, multi tamen tam nobilium quam aliorum innoci reseruantur.” It is not probable that Edward III. would have ordered all the prisoners taken at Halidon to be put to death; and it will be remarked, that Fordun has not mentioned the name of any person who suffered in consequence of an order equally cruel and impolitic.

Bruce the castle of Kildrummy in Marre. This venerable matron was the sister of Robert I. and mother of the Earl of Marre, Regent, slain at Duplin in 1332.

For. xiii. 28

There was also a strong-hold in Lochdown, on the borders of Carrick, where John Thomson, a man of low birth, but approved valour, commanded *.

Froissart, i.
34.

In such circumstances, it became necessary to provide a safe place of refuge for the young King and his consort. Malcolm Fleming found means to convey them from the castle of Dumbarton into France, where they were honourably entertained †.

Anonym.
Edw. III.
405.
Foedera iv.
576.

Balliol held a parliament, [about the beginning of October 1333.] To it many Englishmen, now become possessed of estates in Scotland, repaired. The English King appointed commissioners to require from Balliol and his parliament the ratification of the treaty of Rokesburgh. Nothing, however, was concluded at this time.

* "Fortalicii de Louchdown, quod tunc Anglice vocabatur *Pele*, custos erat valens *vernaculus*, Johannes videlicet Thomae;" *Fordun*, L. xiii. c. 28. He was probably the same *John Thomson* who led home the broken remains of the Scots after the battle of Dundalk. See *Annals*, vol ii. p. 92.

† Whether David II. was conveyed into France after the battle of Duplin in 1332, or after the battle of Halidon in 1333, is a question of little importance. Our later authors have decided in favour of 1333, and not without probable reasons; the chief is, that Balliol, 23d November 1332, offered to marry Johanna, the infant consort of David Bruce; *Foedera*, T. iv. p. 536. 539. which he would not have done, had he been conveyed into France immediately after the battle of Duplin, 12th August 1332. This is a more specious argument than any thing drawn from the chronicle of Froissart, where dates and facts are strangely misplaced and confounded, as the manner is in colloquial history.

Edward summoned Balliol to his parliament; Anonym. Edw. III. 405. but Balliol excused himself by reason of the unsettled state of Scotland ‡.

Balliol held a parliament at Edinburgh, [10th February 1333-4.] Foed. iv. 590. Geoffrey Scrope, chief justice of England, demanded, in the name of Edward III. that the treaty between Balliol and his liege Lord should be ratified; and to this Balliol and his parliament consented. Balliol became bound to serve with all his forces, in the wars of Edward; and for performing, in part, the conditions covenanted, he made an absolute surrender of the town, castle, and territory of Berwick, to be annexed for ever to the English crown. These things were concluded on the 12th February 1333-4. With so much precipitancy did the assembly at Edinburgh dismember the kingdom, and yield up the national liberties *.

‡ This is said on the authority of the anonymous author of the life of Edward III. subjoined to the edition of W. Hemingford by Hearne. Henry de Beaumont and William de Montague are mentioned as Balliol's attornies, p. 405.

* There is an instrument in *Foedera*, T. iv. p. 590. &c. which relates the whole circumstances of this disgraceful transaction; from it we learn the names of the principal persons present.

BISHOPS.

John de Lindefay Bishop of Glasgow.
Alexander de Kynynmound Bishop of Aberdeen.
William (Sinclair) Bishop of Dunkeld.
Henry — Bishop of Galloway.
John — Bishop of Ross.
Maurice — Bishop of Dunblane.
Adam — Bishop of Brechin.

BARONS.

Henry de Beaumont Earl of Buchan.
David de Strathbolgie Earl of Athole.
Patrick de Dunbar Earl of March.
Richard Talbot Lord of Marre.
Alexander de Seton.

The humiliation of the unhappy kingdom became complete, when Balliol, by a solemn instrument, surrendered great part of the Scottish dominions to be annexed for ever to England.

Alexander de Moubray.

William de Keith, Stewart of the household.

William Bristain, Chancellor of Scotland.

The instrument adds, "et aliis compluribus Baronibus, magnatibus, proceribus, et hominibus tam clericis quam laicis." Impartiality constrains me to mention, that there is too much ground for supposing that *Wilham Bishop of Dunkeld* was the courageous prelate whom Robert I. termed *his Bishop*. See *Keith*, Catalogue of Scottish Bishops, p. 51. 52. and that *Maurice Bishop of Dunblane* was that Maurice abbot of Inchafsay, who, at the battle of Bannockburn, "passed along the front of the Scottish army barefooted, and bearing a crucifix in his hands, and exhorted the Scots in few and forcible words to combat for their rights and liberty;" See *Annals*, vol. ii. p. 54. the same person now concurred in voting the annihilation of those rights and that dear-bought liberty. The Earl of March had been newly reconciled to the English interest; *Foed.* T. iv. p. 570. As to *Seton* and *Keith*, it is not altogether certain *who* they were. The other Barons mentioned in the instrument were all of the number of the *disfranchised* or *claimants*. *Tyrrel*, vol. iii. p. 381. observes, "that Edward III. went to Edinburgh about the beginning of February 1333-4, where Balliol then held a parliament, who, in the presence and by the assent of the prelates, &c. did homage to King Edward in French, as it is expressed in the charter." He adds, "that the original is still preserved in a box, entitled *Scotia tempore Regis Edwardi III.* in the old chapter-house at Westminster. And that this rather deserves our notice, because none of our historians, either in print or manuscript, say any thing of this charter, nor mention any homage to have been done by this Balliol to our King Edward." This is utterly erroneous, though delivered with the self-sufficiency which distinguishes the works of Tyrrel. The homage of which he speaks was performed at Rokesburgh 23d November 1332; *Foedera*, T. iv. p. 536. and there is a transcript of it in the instrument of the notary reciting the proceedings of the parliament at Edinburgh 10th and 12th February 1333-4; *Foedera*, T. iv. p. 590. &c. That instrument, as well as the other writings in *Foedera*, demonstratively prove that Edward

In this instrument Balliol said, that he had formerly become bound to make a grant to Edward ^{Feod. iv.} of lands on the marches to the amount of ^{614—616} *two thousand pound lands*, that the Scottish parliament had ratified his obligation, and that he had accordingly surrendered Berwick and its territory; and now, for completely discharging his obligation, he made an absolute surrender to the English crown of the forests of Jedburgh, Selkirk, and Etrick; of the counties of Roxburgh, Peebles, and Dumfries; together with the county of Edinburgh, and constabularies of Linlithgow and Haddington, and of all the towns and castles belonging to the several territories thus surrendered, [at Newcastle upon Tyne, 12th June 1334.]

Edward immediately regulated the government ^{Ibid. 616.} of his new dominions: He appointed a sheriff for ^{—618.} each district, a chamberlain, or general steward, and a justiciary of Lothian *, [15th and 21st June.]

III. did not appear at Edinburgh in person in February 1333-4; his commissioners, Geoffrey Scrope, and others, acted in his name. It is strange that Tyrrel should have said, that no historians mention any homage done by Edward Balliol to Edward III. when all the more antient historians mention it, and when he himself pretends to confute Walsingham and Murimuth for having asserted that Balliol did homage to Edward III. at Newcastle in June 1334.

* The partition of the country, and the names of the persons who were to bear rule in the different districts, are thus recorded in *Foedera*, T. iv. p. 616.—618. *Roxburgh*, Geoffrey de Moubray; *Edinburgh*, John de Kingiton; *Peebles*, Gilbert de Bourdon; *Dumfries*, Peter Tilliol; *Jedburgh town*, with *Selkirk and Etrick*, Robert de Maners; *Jedburgh castle and forest*, William de Pressen; *Chamberlain of the new acquisitions*, John de Bourdon; *Justiciary of Lothian*, Robert de Lowedre. Geoffrey de Moubray, who had the charge of the district of Roxburgh, married Isobel Stewart, the widow of Donald Earl of Marre, slain at Duplin in 1332. Soon after his appointment, he claimed the offices of Sheriff of

Although the territories, thus acquired, were of greater extent than that Lothian which England had formerly claimed ; yet it was politic to impose the ancient name on the whole territory, that it might seem to have been resumed rather than acquired.

Heming. ii. 277. Balliol presented himself before his liege Lord :
Walsing. 133. did homage and swore fealty " for the *whole* king-
dom of Scotland and the isles adjacent," [at New-
Murim. 84. castle upon Tyne, 18th June 1334.]

Sca.Chron. The surrender of the southern part of Scotland
ap. Leland, i. 554. had been made with such precipitation, and in
Foedera, iv. 618. terms so general, that the private estate of Balliol
was comprehended under the words of the instru-
ment. Edward therefore issued a declaration,
importing, that the lands of Botel, Kenmore, and
Kirkandrews, were not to be understood as falling
within the surrender. He said, that, having al-
ready received satisfaction in full, he had too much
reverence for God, justice, and good faith, to mean
that the cession should be prejudicial to the private
rights of the King of Scots, [at Newcastle, 18th
June 1334.]

Ford. xiii. 29. The *disinherited Lords*, to whose fortunate valour
Balliol owed so much, had the chief share in his

Rokesburgh and keeper of Selkirk forest, in right of his wife ;
Foedera. iv. 622. But what was the nature of her claim, I
cannot discover ; perhaps her father, Alexander Stewart of
Bonkill, held those offices heritably.

The justiciary of Lothian was required to do all things
" secundum legem et consuetudinem regni Scotiae." These
were the dictates of sound policy. Edward and his ministers
knew that the people of a subjugated province disliked the
laws of their new rulers, however superior in excellence
they may be to the former usages of the nation, and that a
change, even to the better, must be imperceptibly accomplish-
ed, and rather by the wish of the subject, than by the avowed
will of the lawgiver.

favour. A quarrel now arose among them, which, from slight beginnings, produced extraordinary consequences. The brother of Alexander de Moubray died *, leaving daughters, but no issue-male. Moubray having claimed to be preferred to the daughters of his brother, Balliol countenanced his suit, and, as it appears, put him in possession of the inheritance. Henry de Beaumont, Earl of Buchan, and David de Strathbolgie, [or Hastings,] Earl of Athole, espoused the cause of the heirs general. Perceiving that their solicitations were not heard, they left the court in disgust, and retired to their castles, [about the end of August.] Balliol soon became sensible that it was dangerous to exasperate two Barons, haughty and independent, the Lords of the extensive territories of Athole, Badenoch, and Buchan; and, therefore, he dismissed Moubray; and, as an earnest of his favour, conferred on David de Strathbolgie the whole estates of the young Stewart of Scotland. But that which conciliated the favour of Buchan and Athole, alienated Moubray from the service of Balliol.

About this time, Sir Andrew Moray of Bothwell having been set at liberty, returned to his native country; and, with his ancient zeal for the public, began to assemble the surviving friends of Scotland. Moubray, dreading the power and violence of his adversaries, joined himself to Sir Andrew Moray. Geoffrey de Moubray also, whom Edward had appointed governor of Roxburgh, revolted to the Scots †.

* Probably John de Moubray, slain at Annan, 16th December 1332. See *Annals*, vol. ii. p. 175.

† His wife Isabella, Countess-dowager of Marre, retired into England, and obtained from Edward a grant of her husband's whole chattels in England, and estates in the county of Northumberland, [22d February 1335-6.] *Fœdera*, T. iv. p. 635.

Scala Chr. Richard Talbot was in the north when these
ap. Leland. disturbances began. He endeavoured to pass into
i. 554. England; but he was intercepted by Sir William
Wals. 134. Keith of Galston, defeated and made prisoner †.

Ibid. Sir Andrew Moray and Alexander de Moubray,
marched into Buchan, and besieged Henry de Beaumont in his castle of Dundarg. Beaumont, despairing of relief, capitulated, and obtained liberty to depart into England †.

Ibid. The Stewart of Scotland had lain concealed in Bute ever since the battle of Halidon; he now found means to pass over to the castle of Dunbarton, and resolutely stood forth in the public cause.

Ibid. Assisted by Dougal Campbell of Lochow, he made himself master of the castle of Dunoon in Cowal. His tenants of the island of Bute attacked and slew Alan de Lile, the governor, and presented his head to their master §. John the son of Gilbert || was made prisoner in the action where De Lile fell. This man was governor of the castle of Bute; he ordered the garrison to surrender, and attached himself to the Scottish interest. En-

† There is some confusion in the dates of the great variety of events which occurred in this busy period. I have endeavoured to arrange them in that order which appears most probable. In the following year Richard Talbot was ransomed for 2000 marks; *Anonym.* Edward III. p. 408. *Fordun*, L. xiii. c. 40.

‡ In *Topod. Neustriæ*, p. 512. it is said, that the castle of Dundarg was relieved by the English. *Fordun's* account is more consistent with probability, and it is confirmed by *Scala Chren.* ap. Leland. T. i. p. 554.

§ *Fordun*, L. xiii. c. 32. calls those men *the Brandanas of Bute*, and says, that, as a reward for their services, they asked and obtained a perpetual exemption from payment of *multures*. It is to be presumed, that they sought to be freed from the obligation of bringing their corn to be grinded at the mill of the barony, not that it should be grinded gratuitously.

|| "Johannes Gilberti:" *Fordun*, L. xiii. c. 32.

couraged by these successes, the Stewart invaded the territory of Renfrew *, his ancient inheritance, and by military execution compelled the inhabitants to acknowledge the sovereignty of David †.

Godfrey de Ros, the governor of Ayrshire, ^{For. xiii. 33.} either from considerations of interest, or through necessity, submitted to the Stewart.

Fordun thus describes the Stewart: "He was a ^{For. xiii. 32.} comely youth, tall and robust, modest, liberal, gay, and courteous; and, for the innate sweetness of his disposition, generally beloved by true heart-ed. Scotsmen †."

The Earl of Moray had escaped into France af- ^{For. xiii. 33.} ter the battle of Halidon; he now returned into Scotland. The Scots acknowledged him and the Stewart as Regents under the authority of their infant and exiled sovereign. The Earl of Moray speedily collected a body of troops, invaded the country of the Earl of Athole, and constrained him to retire into Lochaber. Athole, deprived of all means of subsistence, was compelled to surrender. Ambition or levity of mind induced him to embrace the party of the conquerors §.

* The district called the *Stewart-lands*, or the *barony*. *Fordun*, L. xiii. c. 33. says, that the Stewart was joined by Thomas Carruthers and his relations from Annandale, and by Thomas Bruce from Kyle.

† "Ad fidem Scoticanam convertunt;" *Fordun*, L. xiii. c. 33. Literally, "the partisans of the Stewart converted the inhabitants of Renfrew to the Scottish faith."

‡ I would have said *universally* instead of *generally*, had it not been for an expression in *Fordun*, L. xiii. c. 32. "a cunctis fere populis," &c.

§ It is difficult to account for the motives which induced Athole to join the partisans of David II. By the late revolution he had been restored to his paternal inheritance, and had obtained possession of great part of the estate of the Comyns, in right of his mother, the eldest daughter of John

- Heming, ii. 277.
Foedera,
iv. 628.
- On this rapid change of things, Balliol again retired into England, and implored the protection of his sovereign. At an unfavourable season for military operations, Edward led his troops against the insurgents, [14th November.] With one part of the army Balliol wasted Avondale and the adjacent territories, [December.] He celebrated Christmas in royal state at the castle of Renfrew, and distributed lands and offices among his guests *. The person in whom Balliol placed his chief confidence, was William Bullock, an ecclesiastic of eminent abilities. He was appointed Chamberlain of Scot-
- Ford. xiii.
29.

Comyn slain at Dumfries. By the prodigal liberality of Balliol, he had received a grant of the whole estates of the Stewart. In his own right, and in right of his mother, he had ample possessions in England. Although the fate of war now deprived him of every thing in Scotland, and reduced him to the necessity of laying down his arms; yet there appears not to have been any necessity for his resuming them again to combat against his party, and against Balliol his benefactor. It is reasonable to suppose, that the Scots would have given such conditions to him, as they gave to Henry de Beaumont, and would have permitted him to depart into England. On the other hand, he had every thing to fear from the resentment of Edward III. and, accordingly, we find, that the King immediately confiscated the English estates of Athole; *Dugdale, Baronage*, vol. ii. p. 96. It is true, that, at an after period, Athole pretended, that, "what he had done was not out of any evil intentions towards the King, but for his 'honour, and to save his own life;'" *Dugdale, ibid.* These are the common pretences of unsuccessful traitors, which, although they may find place in the narrative of a pardon, are never believed. The most probable reason for the conduct of Athole seems to be, that, in the right of John Comyn, he had all the claims of the Balliol line to the crown of Scotland, supposing Edward Balliol to be set aside, whom his submissions to England had rendered odious. Athole, amidst the confusions of war, might possibly have hoped to assert such ambitious pretences.

* Such appears to be the meaning of *Fordun*, L. xiii. c. 29. "ad Renfrew, villam regiam, pervenit, ubi, *regio motu festum faciens* convivis suis terras et officia distribuit."

land, and he had the custody of the castles of St Andrews and Coupar, and of other fortresses entrusted to him.

Edward led the rest of his army into the Lothians, seized certain men whom the English historians term "evil doers," put their leaders to death, and ruled at pleasure in a desolate and defenceless country. Hem. ii. 277.

At this perilous juncture, Patrick Earl of March formally renounced the fealty which he had sworn to England *. Ibid.

There were great motives urging him to a resolution so desperate. Balliol had ceded to Edward that part of Scotland where the estates of the Earl of March lay, and the Earl foresaw inevitable ruin to himself, and to the power of his family, should England be left in possession of the Lothians; for, although the English Kings had hitherto, by their protection, maintained the house of March in an independency dangerous to Scotland, yet it was obvious that they would never permit it to continue formidable on the new frontier.

1335.

We have seen that Alan de Vypont held the castle of Lochleven against the adherents of Balliol. Ford. xiii. 30, 1. That castle, built on a small island, was strong from its situation, and of difficult access. John de Strivelin † blockaded it, erected a fort in the neigh-

* "Redeuntibus vero Regibus versus Berewicum, Comes Patricius, qui fidelitatem juraverat et homagium fecerat ab eis recedendo, quanquam Rex Angliæ multas curialitates sibi fecerat, suum homagium per literas suas eas remisit;" *W. Hemingford*, T. ii. p. 277. *per literas suas eas*, is an idiom of old French, *par les siennes lettres*.

† Probably the same John de Strivelin who had been made prisoner at Halidon. There were with him many barons whom the English had received into favour, particularly Michael and David de Wemyss, Richard de Melvil, and Michael

bouring cemetery of Kinros, and, at the lower end of the lake, where it forms *the water of Leven*, he raised a strong and lofty bulwark. By means of it he hoped to lay the island under water, and to constrain Vypont to surrender. Four men of the garrison approached in silence, and, after much labour and perseverance, pierced the bulwark. The sudden inundation swept away the enemies who were quartered on that side. Confusion arose in the English camp. The garrison of the castle landed at Kinros, and stormed and plundered the fort. It chanced that John de Strivelin was absent, with many of his soldiers, celebrating, at Dunfermline, the festival of Margaret Queen of Scotland †, [19th June.] On his return, he passionately swore, that he would never desist from his enterprize until he had rased the castle, and put the garrison to the sword. Yet, after some vain attempts, he retired, “with the imputation of perjury,” says Fordun, as if the offence had consisted, not in swearing rashly, but in failing to accomplish what was impracticable ‡.

de Arnot. A. de Vypont was assisted by James Lambyn, [probably *Lamy*,] a citizen of St Andrews; *Fordun*, L. xiii. c. 30.

† “Nundinae Fermolinodunenses etiamnum celebrantur 18 die Junii, pridie festum *translationis* D. Margaretae, i. e. 19 Junii. juxta Extract. Demsterum et Camerarium;” *Ruddiman*, not. ad Buchanan, p. 159. See *Miscellan. Occur. anno 1251*. Mr Ruddiman suspects that the siege of Lochleven happened in some other year than 1335. His chief reason is, that, from the 4th April to the 24th June 1335, there was a truce between the two nations; and, to prove the existence of the truce, he refers to an instrument in *Foedera*, T. iv. p. 640. But that instrument only shews that proposals for a truce had been made, not that a truce had been concluded.

‡ Fordun ascribes the success of the Scots to the interposition of St Servanus, the tutelary saint of that district. He, it seems, thus chastised the impiety of John de Strivelin and his

Meanwhile the Stewart, and the Earl of Moray, For. xiii. 34 Regents, assembled a parliament at Dairsy, (near Coupar in Fife,) April 1335. There appeared at that assembly, the Earl of March, Sir Andrew Moray of Bothwell, Alexander de Moubray, William Douglas of Liddesdale, and many other barons. The Earl of Athole also appeared, having a formidable train of attendants, and bearing himself with a haughtiness of demeanour which the Scottish Lords could ill brook. This ambitious and fickle young man set up his party in opposition to the Earl of Moray, and wrought on the inexperience and facility of the Stewart, to join with him in perplexing and thwarting the national councils. The deliberations of the parliament were influenced by private interests, animosities, and mutual disgusts; and, at length, the barons, without having concerted any general plan of defence, separated themselves in confusion*.

Through the mediation of France, some overtures had been made for a treaty with the Scots; Feod. iv. 637. Anonym. Edw. III. 408. but the English parliament rejected all terms of

army, who had erected a fort on consecrated ground; and yet Queen Margaret failed to protect John de Strivelin, who had left his post that he might pray at her shrine.

* Of this parliament Fordun speaks, L. xiii. c. 34. "Ubi, propter tyrannidem Davidis Comitis Atholiac; nihil aliud actum est nisi derisione dignum. Hic Senescallo adhaerens, qui tunc non magna regebatur sapientia, sed Comitem Moraviae et Willielmum de Douglas despectui habens, omnibus ibi existentibus factus est infestus: Sed circumspecta praeonomina- torum prudentia immanem ipsius saevitiam callide declina- vit." In justification of the Stewart, Mr Goodall observes, *not. ad Fordun*, "at quid mirum, si infra aetatem juvenis *senibus* astutia cedat." It is to be regretted that Fordun has not been more explicit in his narrative; one may easily discern that he had some particular circumstances in view which he could have explained.

Hem. ii.
278.
Murim. 86. peace, and Edward again invaded Scotland †, [11th July.] Whilst he cruelly ravaged the country, Balliol and Earl Warenne, on another quarter, prosecuted the war with equal inhumanity *. The two Princes arrived in the neighbourhood of Glasgow, and, having united their forces, marched to Perth.

For. xiii. 35.
Foed. iv.
645. Soon after the arrival of Edward in Scotland, Count Guy of Namur landed at Berwick with a

† *Knyghton*, p. 2566, says, that Edward III. invaded Scotland by the west marches, and crossed the Solway on the 11th July 1335. This has the appearance of great accuracy; and, indeed, *Knyghton* relates many minute particulars as to the progress of Edward's army, which seem to have been transcribed from some military journal of those times. *Fordun*, L. xiii. c. 34. says, that the navy of Edward was seen in the frith of Forth, 6th July 1335. This does not contradict *Knyghton*; for Edward might have marched his army on the one side, while his fleet with provisions and military stores advanced on the other side of the island. His grandfather Edward I. followed a like plan of operations; but *here* lies the difficulty; in *Foedera*, T. iv. p. 655.—57. there are different orders issued by Edward, dated from Carlisle, 18th, 25th, 26th, and 28th of July 1335. This appears inconsistent with *Knyghton's* account. I incline, however, to believe that the public business continued to be transacted in the King's name at Carlisle, even after he was personally in Scotland: And what confirms me in this opinion, is, that an order, which, from its nature, must have been issued by the King himself, is dated from Erthe [Airth or the Forth,] 3d August 1335; *Foedera*, T. iv. p. 658. Now, it is not probable that Edward could have marched an army from Carlisle to Airth, between the 28th July and the 3d of August, especially as he went by Glasgow or its neighbourhood.

* *Knyghton*, p. 2566. says, that Balliol and Earl Warenne made themselves masters of the castle of *Combrenouth* belonging to the Earl of Athole, and this circumstance is repeated by many historians. The true name of the castle is preserved in *Scala Chron.* ap. Leland, vol. i. p. 555. "Balliol got the 'castle of Combrenauld by assaulte.'" Cumbernauld in Stirlingshire had belonged to John Comyn, and had been granted to Malcolm Fleming by Robert Bruce; it was now in the possession of the Earl of Athole as one of the co-heirs of Comyn.

considerable body of men at arms, in the service of ^{Scala Chr.} the English, [30th July.] Imagining that Edward ^{ap. Leland.} had left no enemies in his rear, he advanced to ^{1555.} Edinburgh, at that time an open place, and having its castle dismantled. Scarcely had he arrived there, when the Earls of Moray and March, and Sir Alexander Ramsay, appeared in the neighbourhood with a powerful force. They fought on *the Borough-muir* with obstinate valour. Richard Shaw, a Scottish esquire, was singled out by a combatant in the army of the Count of Namur. They were transfixed with each other's spears, and both slain. On the body's being stripped of its armour, the brave stranger was discovered to be a woman. Victory was about to declare for the enemy, when William Douglas came down from Pentland hills with a re-inforcement. The troops of Namur gave way, yet still maintained the fight in retreating. At length, Count Guy was compelled to take refuge among the ruins of the castle. Having ordered all his horses to be killed, he formed a temporary parapet of their bodies. Nevertheless, thirst and hunger soon obliged him to capitulate. The Earl of Moray paid due respect to the valour of the strangers, and allowed the Count of Namur, and his troops, to depart unmolested, on their promise not to serve against David in the Scottish wars*.

* *Fordun*, L. xiii. c. 35. says, that one reason which induced the Earl of Moray to shew such courtesy to the conquered, was, that he imagined it would be an agreeable service to Philip King of France. This Count Guy of Namur was the second son of John de Dampierre Count of Namur. John de Dampierre had for his first wife Margaret the daughter of Robert de Cleremont or Bourbon, sixth son of Lewis IX. King of France. Although Margaret left no children, the alliance established a connection with the royal family of France. *Fordun* supposes that the Count of Guelders, also a

Ford. xiii.
35.
Anonym.
Edw. III.
408.
Murim. 86.

The Earl of Moray, accompanied by William Douglas, and his brother James, escorted the Count Guy of Namur to the borders. On his return, William de Pressen, warden of the castle and forest of Jedburgh, attacked and routed his party *. James Douglas was slain, and the Earl

leader in Edward's army, was the person made prisoner. In *Foedera*, T. iv. p. 658, there is a passport from Edward III. to the Count of Namur returning home [dated at Perth 11th August 1335.]

* This is the account given by Fordun, and it seems the most probable one. *Knyghton*, p. 2566. gives a very different account; he says that the Scots, to the number of 10,000 men, under the command of the Regent, marched to besiege the castle of Bamburgh, where the English Queen resided, that, by this diversion, they might oblige the English to withdraw their troops from Scotland: That they were encountered by a body of 5000 English, and defeated, with the loss of 1000 Knights, and 500 men, [it is afterwards said 5000, which may be an error of the transcriber:] That the English took the Earl of Moray prisoner, and conducted him to Bamburgh castle, and that they themselves lost 400 men. This story is of very dubious credit; for the earlier writers make no mention of it. See *Hemingford*, T. ii. p. 278. *Anonym. Edw. III.* p. 408. *A. Murimuth*, p. 86. Besides, there is a grant made by Edward III. *Foedera*, T. iv. p. 670. [20th October 1335,] which seems inconsistent with the narrative in *Knyghton*; from it we learn that the Earl of Moray was made prisoner, "in quodam conflictu," by William de Pressen, "et quidem alii fideles nostri in sua comitiva existentes." Now, if 5000 English had attacked and defeated 10,000 Scots, this would not have been called "a conflict between the Scots and William de Pressen, and certain others of Edward's subjects in his company." The words plainly imply such a skirmish as Fordun describes. In the same sense, it is said, *Scala Chron.* ap Leland. T. i. p. 555. "The Count of Murref was by chance taken yn the marches, by one William Pressen." It is conjectured by *Barnes*, p. 97. that this English army was commanded by John of Eltham Earl of Cornwall, brother of Edward III. who, with the troops of the northern counties, penetrated by Galloway and Ayrshire into the western parts of Scotland, and then marched throu

himself made prisoner, and conveyed into England †.

The captivity of the one Regent, and the inexperience of the other, seemed to precipitate the ruin of the Scottish nation. Alexander de Moubray, Geoffrey de Moubray, and certain other persons *, having, as they said, full powers "from the Earl of Athole, and Robert the Stewart of Scotland," concluded a treaty with Edward III. [at Perth 18th August 1335.]

For. xiii. 36.
Heming. ii.
278.
Knighton,
2566.
Tyrrel. iii. 1
387.

By this treaty it was provided, that the Earl of Athole, all the other barons, and all persons of the community of Scotland, on submitting themselves to the English King, should receive pardon, and

Lenox, Menteth, and Strathern, to the head quarters at Perth. That this army should have encountered a Scottish army on its rout from Edinburgh to Bamburgh castle, is a wonderful circumstance indeed! Edward III. rewarded the good services of William de Pressen by a grant of the estate of Edrington near Berwick, untill he should be provided with twenty pounds of land yearly in some other place; *Foedera*, T. iv. p. 670.

† The Earl of Moray was committed by Edward III. to the custody of the Sheriff of Yorke, and then ordered to the castle of Nottingham [13th August 1335; this warrant is dated at Perth,] *Foedera*, T. iv. p. 660.; removed to Windsor 29th December 1335: *Foedera*, T. iv. p. 662.; to Winchester 25th May 1336. *Foedera*, T. iv. p. 700. and to the tower of London 18th September 1336; *Foedera*, T. iv. p. 708. He did not recover his liberty till 1341, when he was exchanged for the Earl of Salisbury, a prisoner with the French; *Foedera*, T. v. p. 250.

* The other persons were Geoffrey de Roos, Eustace de Loreyne, and William Bullock, an ecclesiastic; to all appearance, he is the same man on whom Balliol conferred the office of Chamberlain. As there is no reason for believing that William Bullock had, at this time, ever revolted from Balliol, we may conclude that he acted as attorney for the persons who were absent.

have their lands, fees, and offices within the kingdom secured. But an exception was made of those who, *by common assent*, [in parliament,] should be denied the privilege of this indemnity.

The liberties of the Scottish church were to be preserved on their former establishment; and the laws, and ancient usages of Scotland, as in the days of King Alexander, were to continue in force.

Further, it was provided, that all offices in Scotland should be held by natives of that kingdom, with this exception, that the Sovereign might name whatsoever persons he pleased to offices within his royal domains †.

The other articles of the treaty of Perth respect the particular persons therein named, who had estates in England, and principally, indeed, the Earl of Athole.

Foed. iv.
664.
Ford. xiii.
36.

Edward III. granted a special pardon to the Earl of Athole, restored him to his English estates, [at Perth 24th August 1335,] and conferred on him the office of Lieutenant in Scotland *.

† Or, as it is more generally expressed, his *regalities*. *Tyrrel*, vol. iii. p. 387. thus translates the passage, “ Yet that the King of Scotland of his royalty may make such officers as he pleases, and of what nation soever.” The ambiguity in this translation leaves it uncertain whether Tyrrel understood the original; but there is no uncertainty as to Barnes, who says, p. 98. “ Yet so, as that the King of Scotland, of his *prerogative royal*, may, at any time, according to his pleasure, advance to places of office, men of any nation whatsoever.” *Abercrombie*. vol. ii. p. 49. follows the paraphrase of Barnes, which just amounts to this, that all offices shall be enjoyed by Scotsmen, saving the good pleasure of the King to bestow them on the men of any other nation.

* I here transcribe a passage from *Scala Chron.* ap. Leland, T. i. p. 555. “ Edward the 3d cam from S. John’s tounne to Edingburgh, whether cam Robert the Seneschal of Scotland, onto hys peace. This Robert was sunne to the daughter of Robert Bruce King of Scotland.” Edward III. was at Edinburgh from the 16th to the 26th September

Athole required all men to acknowledge the authority of Balliol, and, with the zeal of a new convert, arbitrarily and severely punished the partizans of that cause which he himself had deserted. With 3000 men he besieged the castle of Kildrummy, hitherto the asylum of the royalists. There still remained three barons, says Fordun, who had not made their submission to England; the Earl of March, William Douglas of Liddefdale, and Sir Andrew Moray of Bothwell. They kept themselves in lurking places, not without the connivance of the English Lords. Sir Andrew Moray resolved, at all hazards, to attempt the rescue of his wife and family *. He and the Earl of March, with William Douglas, had collected 800 men, natives of the Lothians and Merse, and they were joined by 300 from the territory of Kildrummy, under the command of John Craig †. They surprized

For. xiii. 36.
Hem. ii. 278
Anonym.
Edw. III.
408.
Yp. Neuf.
521.

1335. *Foedera*, T. iv. p. 667. 669. It appears from Leland's manner of spelling, that in the days of Henry VIII. the English had much of that pronunciation which is now termed *Broad Scotch*. Thus he writes *cam* for *came*, *sunne* for *son*, and *doughter* for *daughter*. The word *his* is still pronounced in the south-east parts of Scotland *bees*; whether the sound of *byr* was the same, I cannot say. This observation might be enlarged and enforced from the common spelling of words so late as the reign of Queen Elizabeth, and from other examples, which would astonish many of my readers.

* *Fordun*, L. xiii. c. 36. says, "petita licentia et obtenta a De Willelmo de Montacuto Regis Angliæ tunc principali consiliario." If William de Montagu, [afterwards Earl of Salisbury,] gave any such permission, it is a striking example of the consequences of jealousy and emulation among the great.

† Probably the vassals of the earldom of Mar, whereof Kildrummy was the capital messuage, not a detachment from the garrison of that castle, as later authors have imagined. Fordun calls the commander *quidam Johannes Craig*, which plainly shows that he did not mean to speak of *John Crabbe* the Fleming, whom he had formerly mentioned; yet later authors suppose them to have been the same.

Athole in the forest of Kilblain. His troops, seized with a panic, fled and dispersed themselves †. Abandoned by his dastardly soldiers, and disdain-
ing quarter, Athole was slain ‖. Thus perished, in
the flower of his age, David de Hastings, of royal
descent, nobly allied, and possessing estates above

† "Subito dissipata ejus comitiva;" *Ypod. Neust.* p. 512.

‖ According to *Fordun*, L. xiii. c. 36. Athole was slain 30th November 1335, [prid. kal. Decemb.] according to English historians, "post festum S. Michaelis," which literally taken, implies *the 30th September*, but may mean some time between that feast and another. *Abercrombie*, vol. ii. p. 51, shews from *Foedera*, T. iv. p. 711. that, *on Thursday the 12th of September 1335*, Balliol granted to John of the Isles the ward of the heir of David Earl of Athole deceased. This evidence is cogent, and yet it seems strange, that Athole should have procured the pardon and forgiveness of Edward III. taken possession of his new office, collected a body of troops, besieged Kildrummy, and died in battle, all between the 18th August and the 9th September 1335; for if his death was known, and the ward of his son granted on the 12th September at Perth, it follows that he could not have been killed at Kilblain later than the 9th September. Should this seem improbable, we might conjecture that the instrument in *Foedera*, T. iv. p. 711. which is a copy, not an original, bears *Thursday 12th September*, instead of *Thursday 12th December*, from a mistake of the transcriber; the difference between the two words would be very minute in the original manuscript. What strengthens this conjecture is, that Edward III. in the terms of accommodation offered to the King of France, expressly says, that the Scots slew the Earl of Athole during a truce; *Foedera*, iv. p. 806. and the same thing is said by *A. Murimuth*, p. 87, and by *Walsingham*, p. 136. Now it is certain, that it was not until the 8th November 1335 that Edward granted a truce to Sir Andrew Moray and his adherents, *Foedera*, T. iv. p. 675. and T. v. p. 161. I observe, by the way, that Edward appears to have unjustly charged the Scots as guilty of a violation of the truce; for he had granted it under the express condition that the Scots should proclaim it on their side; *Foedera*, T. iv. p. 677. and it is not probable that they would have done this while Athole remained in arms, and held Kildrummy besieged.

the rank of a subject *. He was brave and enterprising, but ambitious withal, insolent and unsteady. Robert Brady, Walter Comyn, and three other knights, died in the field with Athole. Thomas, the brother of Walter Comyn, having been made prisoner, was beheaded.

The Earl of Moray had been engaged, just before the time of his captivity, in negotiating a treaty with John, Lord of the Isles. That Lord, descended from the famous Somerled, was not powerful enough to be altogether independent of Scotland; yet the extent of his territory, and its remoteness, had enabled him hitherto to remain in a state of dubious allegiance.

Balliol, by mighty offers of advantage, won him over to acknowledge himself the vassal of Scotland. A contract, in form of indenture, was executed between Balliol and the Lord of the Isles. By it Balliol, "as far as in him lay†," yielded to John, Lord of the Isles, and his heirs and assigns, the island of Mull, Sky, Ila, and Giga, the lands of Cantire and Knapdale, with other islands and territories, and also the wardship of the heir of the Earl of Athole, at that time a child of three years old. Foederaiv.
711.
Dugdale,
ii. 96.

* He was descended from Donald, surnamed Bane, the brother of Malcolm III. King of Scots. He held in England the castle of Mitford, the Manor of Gainsborough in Lincolnshire, of Holkeham in Norfolk, and many other manors; *Dugdale*, Baron. vol. ii. p. 95. in Scotland, the Earldom of Athole, and great part of the extensive estates of the Comyns, Lords of Badenoch. To these Balliol added the lands which belonged to the Stewart. He was only twenty-eight at his death; *Dugdale*, ut sup.

† "Quantum in se est;" *Foedera*, T. iv. p. 711. This shows that Balliol had a slender hold of the estates which he yielded up.

On account of which concessions, the Lord of the Isles bound himself, and his heirs, to be the liege men of Balliol, and his heirs, and to aid them at all times, to the utmost, against all their enemies. He also became bound "to swear to the performance of the premisses on the eucharist, on the cup of the altar, and on the missal;" and, *for farther security*, to grant hostages, if required †, [at Perth, 12th September, probably 12th December 1335. Confirmed by Edward III. 5th October 1336.]

Thus did Balliol, in order to secure the fidelity of the Lord of the Isles, increase his power and influence, and extend it even unto Athole, the center of Scotland.

Edward, on his side, endeavoured to strengthen himself in his new acquisitions, by making grants of them to his principal lords. With this view, he bestowed the town and sheriffdom of Peebles, the town, sheriffdom, and forest of Selkirk, and the forest of Etrick, on William de Montague, and his heirs †, [10th October 1335.]

In the former year, he had acquired from Henry Percy the Pele of Lochmaben, with Annandale and Moffatdale, and had given him in exchange, the town, castle, constabulary, and forest of Jedburgh, with some other places in that neighbourhood*.

† "Pro quibus quidem concessionibus." In this deed no mention is ever made of the words *dare* or *confirmare*.

‡ William de Montague was to pay a yearly acknowledgment of L. 20 for Selkirk, and as much for Peebles; *Foedera*, T. iv. 671. 672.

* *Dugdale*, Baronage, vol. ii. p. 274. says, "Henry Percy had a grant from Balliol of the inheritance of the Pele of Lochmaben, as also of Annandale and Moffatdale in as ample manner as Thomas Randolph, some time Earl of Moray, ever had them, which castle, lands, &c. then valued at 1000.

Edward lent L. 300 to Balliol, [16th October 1335,] and soon after bestowed on him a daily pension of five merks, to be enjoyed during pleasure †, [27th January 1335-6.] Foed. iv. 674, 686.

After the death of the Earl of Athole, Sir Andrew Moray assembled a parliament at Dunfermline, and was acknowledged by that assembly in character of Regent †. For. xiii. 36.

‘merks *per an.* he did, the year following, 8. Edward III. surrender to Edward III. in exchange for the castle and constabulary of Jedburgh, towns of Jedburgh, Benjedburgh, Haffenden, and the forest of Jedburgh, together with 500 merks to be received out of the customs of Berwick, as also the custody of the castle of Berwick, with the fee of 100 merks for that service in time of peace, and 200 pounds *per an.* in time of war.”

† He made several other donations to Balliol as his necessities required. Thus, he gave him ten tons [dolia] of flour, and ten of wine, 30th December 1335; L. 200 for paying his north country debts, [in partibus borealibus,] and L. 100 besides, 24th March 1335-6. L. 200, and wine and provisions of the value of L. 100, 3d October 1336. And L. 20 3d January 1337-8. See *Foedera*, T. iv. p. 683, 694, 710, 834.

‡ Two remarkable events concerning Scotland are recorded by some of the English writers as having happened about this time; they must not be altogether overlooked, although both of them are fictitious: The *first* is mentioned by *Knyghton*, p. 2568. it is said, “that the Scottish Lords having been constrained to submit to the English power, took a solemn oath, that they, together with David Bruce and his wife, would appear in the English parliament at Michaelmas, and stand to the determination of Edward and his council; and that it was agreed that David Bruce and his wife should reside in England until the death of Balliol, and, in the mean time, that the Scots should perform due homage to Edward. Nevertheless, that by the machinations of France, the Scots were prevailed upon not to appear.” This narrative is somewhat abrupt; for it does not mention what was to be provided for David Bruce *after* the death of Balliol. *Tyrrel*, however, vol. iii. p. 388. supplies the blank by a conjecture of his own, but without mentioning it as a conjecture. He says, “that the Scots submitted to King Edward, upon

Meanwhile, the Papal and French ambassadors were incessantly soliciting Edward in behalf of the Scots. A short truce had been granted to them, [8th November 1335,] and commissioners appointed to treat of peace*. The truce was renewed from time to time†, but it does not appear that it ever took full effect; for Sir Andrew Moray kept the field during the winter, and blockaded the castle of Coupar in Fife, which William Bullock held, and the castle of Lochindorp, where Catherine de Beaumont, the widow of the Earl of Athole, resided; and, therefore, when Edward granted a renewal of

Foedera,
iv. 676.
Hem. ii.
278.

Ford. xiii.
36, 37.
Foed. iv.
694.

Ibid. 690.

' condition that they would obey Balliol during his life; and; ' in the mean while, David Bruce and his Queen were to have ' a royal maintenance in England; but that if Balliol died ' without issue, as he had none at present, that then David was ' to succeed him." *Barnes*, p. 99. tells the same story, with this variation, " that David and his Queen were to reside *privately*, but *honourably*, at London;" for this *he*, too quotes Knyghton, and even distinguishes the passage with inverted commas; and *this* it is to write history! The narrative in Knyghton is inconsistent with the whole strain of the transactions of that winter.

The *second* circumstance is a charter of homage granted to Edward III. by David Bruce, in a parliament held at Edinburgh on the 1st November, in the 5th year of his reign. This is printed by Dr Brady, *Appendix*, No. 85. It is a senseless forgery; for David Bruce was certainly in France on the 11th November 1333, and for many years after. Besides, a Scottish parliament could not meet at Edinburgh, which had now become a part of the English dominions.

* Edward appointed William de Montague, and others, to treat with Sir Andrew Moray, 1st November 1335; *Foedera*, T. iv. p. 674. and Geoffrey Scrope, and others, to treat with David Bruce, 16th November 1335; *Foedera*, T. iv. p. 675. The Scottish commissioners were Andrew Moray, William de Keith, Robert Lauder, and William Douglas, 23d November 1335; *Foedera*, T. iv. p. 677.

† Truces were granted 8th, 16th, and 23d November, 21st December, 22d, and 26th January, and 8th March 1335-6; *Foedera*, T. iv. p. 675, 677, 681, 684, 685, 690.

the truce [8th March 1335-6,] he did it under this express condition, that the Scots should desist from blockading the castles of Coupar and Lochindorp, and that they should not undertake the siege of any other fortrefs.

1336.

Edward began to suspect that the Scots held secret intercourse with the French King, and that a powerful armament, prepared in France under pretence of the holy war, was destined against England*. He appointed Henry of Lancaster to the command of his troops in Scotland, [7th April 1336,] and intrusted him with the most ample powers for receiving the Scots to pardon and favour, [10th April.] Embarrassed with important affairs on the continent, he appears to have been averse to carry on the Scottish war with vigour; and, therefore, he authorised the General, and other Lords†, to consent to a new truce with the Scots until the latter end of June, [4th May.]

The English army lay at Perth, when Edward unexpectedly appeared there. For now the King of France had avowedly taken the Scots under his patronage, and no longer concealed his intentions of invading England. It therefore became neces-

Foed. iv.
687.

Ibid. 699.

Ibid. 699.

Hem. ii.
278. Anonymus,
Edw. III.
409. 410.
Scal. Chro.
ap. Leland,
i, 556.

* This partly appears from a proclamation issued by Edward, 16th February 1335-6; *Foedera*, T. iv. p. 687. where the following ambiguous expressions are used, "Auribus nostris est intimatum, quod quidam homines de Scotia quasdam alligationes et confoederationes in partibus exteris, cum quibusdam hominibus partium earundem faciunt, et ea de causa ipsi homines alienigenae ad arma se parant, et naves in magna copiositate supra mare congregare nituntur, et de guerra muniri, ad invadendum hostiliter regnum nostrum," &c.

† The other commissioners were Thomas de Beauchamp Earl of Warwick, Henry de Beaumont Earl of Buchan, and William de Bohun; *Foedera*, T. iv. p. 659.

Foedera iv. 706.
For. xiii. 37. fary to crush the Scots before they could receive any assistance from their allies. Edward led his army into the north *, [August,] raised the siege of Lochindorp, wasted Moray, and penetrated to Inverness †. He attempted to force the Scots to a general action; but Sir Andrew Moray remembered the military lessons of his old master, and took refuge amidst forests and morasses, from which Edward could not dislodge him.

Scal. Chron.
ap. Leland.
i. 555.
For. xiii. 37.
Heming. ii. 279. While Edward, in the vain pomp of triumph, over-ran the north, Thomas Roskeme, a knight in his service, landed at Dunoter, not many miles from Aberdeen. The citizens of Aberdeen attacked him and were defeated, but Roskeme fell in the action. Edward, on his return, severely chastised the temerity of the citizens, and laid the town in ashes.

For. xiii. 39. The enemies had been dispersed, but not subdued †; and, therefore, Edward attempted, accord-

* Edward was at Berwick 26th June; *Foedera*, T. iv. p. 702. At Perth 4th, 6th, and 18th July, 24th August, 1st and 3d September; *Foedera*, T. iv. p. 703,—707. Hence we may, with sufficient certainty, place his expedition into the north of Scotland, between the 18th of July and the 24th of August 1336.

† ‘ Per multa millia ultra quàm unquam fuerat avus suus;’ *W. Hemingford*, T. ii. p. 278. This confirms what was observed, *Annals*, vol. I. p. 303. that Edward I. did not march into Caithness.

‡ *Barnes* observes p. 90. that “ King Edward passed as far as Elgin and Inverness, where Scotland is bounded by the sea, in pursuit of the enemy, to see if by any means he could bring them to a battle. Yet, for all their assistance from France, they durst not look him in the face.” It is probable, that, in the days of Edward III. the vulgar had the like notions of the geography of Scotland and of the victories of the English King. But *A. Murimuth*, p. 88. has given the sentiments of a dispassionate bystander; *fecit bonum quod potuit*, says he. Indeed, as the necessities of Edward’s situation required an offensive war, it was the policy of the Scots to stand on the defensive. This is a simple rule, but which has been frequently transgressed through pride, temerity, or impatience.

ing to the policy of his grandfather, to crub their incurfions by a chain of fortrefles. He put in a ftate of defence the caftles of Dunoter, Kinclevin †, Lawriefton, Stirling, Bothwell, Edinburgh, and Rokefburgh, and he greatly augmented the fortifications of Perth *. Having left a confiderable body of troops at Perth with his brother John, fūrnamed of Eltham, Earl of Cornwall, he departed into England. The Earl of Cornwall died foon after †. [at Perth, about the end of OOctober.]

Hem.ii.279
Anonym
Edw. III.
410.
Murim.88.
Scal.Chron.
ap. Leland,
i. 556.

† Called alfo *Kynnef* by *Fordun*, L. xiii. c. 38.

* With gates and towers of hewn ftone, which Edward commanded to be built at the charges of the monafteries of St Andrews, Dunfermline, Lindores, Balmerinoch, Aberbrothock, and Coupar in Angus. There were three towers and three great gates, [*portae majores*.] There was, it feems, a tower over each gate. *Fordun* fays, that the monafteries were in a manner ruined by this expence. He adds, that John de Gowry, prior of St Andrews, paid 280 merks to the workmen for building one of the towers, L. xiii. c. 38. This chain of fortified places, from Dunoter to Stirling, appears weak; the caftles, fo far diftant from each other, could not afford mutual fupport; and therefore, it may be conjectured, that there were intermediate caftles formerly erected, which ferved to compleat and ftrengthen the chain, fuch as Iverbervie, Brechin, and Forfar. In this line of fortifications, three miles to the weft of Glamis in Angus, there are the veftiges of a caftle, of which the name is forgotten; but, in its neighbourhood, there is a hamlet called *Inglifton*; this feems to point out the origin of the caftle.

† “Sine bello;” *Anonym*. Edward III. p. 410. ‘of fayr death;” *Scala Chron.* ap. Leland, vol. i. p. 556. But *Fordun*, L. xiii. c. 38. gives a different account of his death; he fays, that the Earl of Cornwall had burnt the priory and church of Lesmahago in Clydesdale, together with many unhappy perfons who had fled thither as to a fanctuary; that Edward III. meeting with his brother before the great altar at Perth, reproached him for his cruel and facrilegious deed; and, on his making a haughty reply, stabbed him to the heart. *Fordun* relates this ftrange tale rather in the way of applaufe than blame. Edward III. was at Nottingham 29th September

Scarcely had Edward departed, when Sir Andrew Moray came forth from his fastnesses, and besieged the castle of Stirling †. [October 1336.] Edward made haste to relieve that important post. He was young and brave, and his motions were rapid. Sir Andrew Moray earnestly pressed on the siege; but Sir William Keith, the favourite of the army, having been slain *, the Scots abandoned their enterprise.

For. xiii. 39. Edward returned into England †, and Sir Andrew Moray again took the field, made himself master of the castles of Dunoter, Lawrieston, and

1336; *Foedera*, T. iv. p. 709. and 3d October, *ibid.* p. 710.; at Bishop Auckland, 5th and 18th October, *ibid.* p. 712, 714.; and at Newcastle upon Tyne, 28th October and 3d November, *ibid.* p. 715. The Earl of Cornwall was born in 1316, so that he was twenty at his death; *Dugdale*, Baron: vol. p. 109.

† According to *Fordun*, L. xiii. c. 41. the siege of the castle of Stirling happened in summer 1337. He admits, however, that accounts vary as to the year: that event is placed in October 1336; because there is evidence from *Foedera*, that Edward was not in Scotland during the summer 1337; and because it is certain from *Foedera*, T. iv. p. 716. that he returned into Scotland about the beginning of November 1336, and actually came to Stirling. As he had left Scotland in September, it must have been something unexpected and important which induced him to make so sudden a journey thither in the winter season; and unless we suppose it to have been the siege of the castle of Stirling, it will be difficult to account for it.

* This Sir William Keith is said, but without evidence, to have been the younger son of Sir Robert Keith the Marishal. He was killed by his own lance, says *Fordun*, L. xiii. c. 41. "propria lancea interfectus, non minus infelicitate, quam mirabiliter."

† Edward was at Stirling in the beginning of November 1336; *Foedera*, T. iv. p. 716.; and at Bothwell castle 28th November, 3d, 4th, 11th, 12th, 15th, and 16th December; *ibid.* p. 716,—725. The next account which we have of him is from Doncaster 22d December; *ibid.* p. 726.

Kinclevin, and, during the winter, harraffed the territories of Kincardine and Angus.

While the Lord Berkeley was leading a convoy of provisions from Edinburgh to the castle of Bothwell, the Knight of Liddesdale lying in wait at Blackburn assaulted him, but was utterly discomfited, and escaped, almost alone, through the favour of the night.

The Scottish royalists were not inattentive to the means of annoying the enemy, even on his own coasts. At Genoa, they hired some galleys to act against the English; but the Genoese regency seized and burnt them. This was a service which Edward considered as meriting a special letter of thanks.

With more prosperous fortune, a naval armament, fitted out in France by the partizans of David Bruce, infested the English coasts, made captures of many ships near the isle of Wight, and plundered Guernsey and Jersey. There is no doubt that those hostilities were committed with the connivance, and even with the aid of the French King *.

* *Tyrrel*, vol. iii. p. 393. says, that the fleet was under the command of David Bruce, and *Barnes*, p. 106. less ambiguously, that the admiral of this navy for the French was David Bruce; and he quotes *Ashmole*, History of the Garter, T. ii. p. 677. The single evidence to which *Ashmole*, *Barnes*, and *Tyrrel* appeal, is *Rot. Scotiae*, 10mo Edw. III. m. 3. That instrument is printed in *Foedera*, T. iv. p. 721. and the words from whence it is inferred that David Bruce acted as admiral of the fleet are these: "Nuper, ut pro certo intelleximus, David de Bruys, et nonnulli alii de Scotia, hostes nostri, et sibi adhaerentes, copiosam navium et galearum multitudinem, in diversis locis supra mare, et etiam in aliis locis et portibus exteris, congregare fecerunt, et mercatores et alios regni nostri per mare transeuntes hostiliter aggredientes, tam naves ac bona et res ipsorum subditorum nostrorum quam quasdam alias naves, prope littora Insulae

- Ford. xiii. 39. Sir Andrew Moray, joined by the Earls of March and Fife, and William Douglas, made an inroad into Fife, cast down the tower of Falkland, took the castle of Leuchars, and, after a siege of three weeks, made himself master of the castle of St Andrews, [28th February]. Not having a force to maintain remote garrisons, he destroyed it. The only fortrefs in that quarter which resisted his arms, was the castle of Coupar, where William Bullock commanded *.
- Hem. ii. 279. The castle of Bothwell was next besieged and
Anonym. taken by the Scots †, [March 1336-7.]
Edw. III. 410. 1337.
For. xiii. 39. Having thus secured the passage of the Clyde,
S. Chron. Sir Andrew Moray invaded Cumberland, and wast-

‘ Vectae jacentes anchoratas, mercatoribus et marinariis in
‘ dictis navibus existentibus nequiter interfectis, plures cepe-
‘ runt et secum abduxerunt,’ &c. [dated at Bothwell in
Scotland 11th December 1336.] Surely these words did not
import, that David Bruce commanded the fleet in person;
yet *Abercrombie*, vol. ii. p. 55. observes, “ That King David
‘ was now about fourteen years of age, yet was he thought
‘ capable of very great matters: A proof that God Almighty,
‘ through his wisdom and goodness, *for the most part*, forms
‘ the very nature of sovereigns for rule and government, and
‘ that he endows them; from their infancy, with those quali-
‘ fications which are in others the product of aged experience
‘ and painful study.” The amiable English satyrift has well
expressed the sentiment of *Abercrombie*, where he says,
“ that all maids of honour have beauty—by their place.”

* “ Excepto castro de Cupro, *valida virtute* Domini Wil-
‘ lelmi Bullok defenso;” *Fordun*, L. xiii. c. 39. This brave
man, who checked the career of the successes of the Regent,
was an ecclesiastic, and is therefore called by Barnes “Dr
‘ William Bullock.” In 1336, Edward paid L. 20 to Bul-
lock for repairing the works at Coupar, and presented him
with a gratuity of 100 merks; *Foedera*, T. iv. p. 694.

† *Fordun* L. xiii. c. 39. mentions Stephen Wifeman as slain
at this siege on the Scottish side, and Giloin de Villers on the
English. He observes, that the Scots owed much of their
success to a military engine which he calls *bouffour*.

ed the country in the neighbourhood of Carlisle, On his return, he invested the castle of Edinburgh, The English on the borders hastened to relieve it *. William Douglas encountered them at Crichton in Mid-Lothian. Many were slain on each side; and, although the Scots appear to have maintained the field, yet they had no cause to boast of victory, for Douglas their commander was grievously wounded, and Sir Andrew Moray judged it expedient to relinquish the siege †.

ap. Leland,
i. 556.
Hem. ii.
280.
Ibid.
For. xiii. 44

The military operations against the Scots now began to languish. Edward, busied in preparing for war with France, could not bestow much attention on the affairs of Scotland. Henry de Beaumont, indeed, who appears to have commanded in the north, occupied himself in revenging the death of Athole, his son-in-law, and slew all Scotsmen whom he suspected to have been present in the action at Kilblain, whenever they fell within his power. But this served rather to exasperate the nation, than to reduce it under the dominion of Balliol and the English.

Hem. ii.
280.
For. xiii. 33.

* "The marchers of England hearing of the siege of Edinburch, came to rescue it; so that the [Scots] came thence to Clerkington, and the Englishmen came to Krethtoun, where, betwixt them and the Scottes was a great fight, and many slayne on both parties. Then the Scottes made as they would go ynto England, and lodged themselves at Galaschell, and the English went over Twede." *Scala Chron.* ap. Leland v. i. p. 556. 557. The motions of the two armies are accurately described in this passage. Had the Scots been worsted, it is not probable that they would have marched to Galashiels after the battle. It seems that the English took the direct road from Crichton to Roxburgh.

† *Fordun*, L. xiii. c. 41. insinuates, that the Regent was obliged to raise the siege through the treacherous practices of some Scotsmen. Douglas was run through the body by a spear: "Per corpus translanccatus;" *Fordun*, L. xiii. c. 44.

Scotland, at this time, was visited by a grievous famine, the consequences of the desolations of war. Many persons died of want; and many, abandoning their native country, emigrated into other lands.

Hem. ii.
280.
Knyghton,
2570.
Walf. 135.
Foedera,
iv. 727.

While the war raged, the wives and children of many of the Scottish barons had sought an asylum in Flanders. On the first appearance of public tranquillity, they embarked, to return, in two vessels, under the guidance of John de Lindeſay, Biſhop of Glaſgow. At that time, John de Roſ, the Engliſh admiral, was eſcorting home the ambaſſadors whom Edward had employed in his continental negotiations†; he encountered the Scot- tiſh ſhips, and, after a gallant reſiſtance, took them. The Biſhop was mortally wounded, and many per- ſons of diſtinction were ſlain. What added great- ly to this diſaſter was, that the King of France had ſent warlike ſtores by theſe veſſels, together with a conſiderable ſum of money, to his allies the Scots*, [Auguſt 1337.]

† There is a paſſage in *Scala Chron.* ap. Leland. v. i. p. 557. which deſerves to be tranſcribed, although it relates not to Scottiſh affairs: “The Erle of Salisberi, that was nere of privy counſel with King Edward, tolde hym, that *his al- liaunce with th’Emperour and the Alemany, was very coſtely, and to a ſmaul profite to hym.*” Thus, there is nothing new under the ſun! In *Foedera*, T. iv. p. 754. and 756. there are to be found contraſts for military ſervices and ſubſidies be- tween Edward III. and the valorous knights, [ſtrenui mili- tes,] Henry de Graiſchaf, and Arnold de Bagheim, and the noble and potent perſonages [nobiles et potentes viri,] Henry de Gemenith, Erneſt de Mulenarken, and Wimunde de Dun- zenchoyen, and many others, whoſe names are equally uncouth to an Engliſh ear.

* *Walsingham*, p. 135. places this event in 1335, and *Keith*, Catalogue of Scottiſh Biſhops, p. 145. obſerves, from the Chartulary of Paisley, that the ſucceſſor of John de Lindeſay was Biſhop of Glaſgow in 1335. Nevertheleſs I have placed this event in 1337, not only on the authority of *Hemingford*,

Edward publicly asserted his claim to the crown of France, [7th October 1337.] The apparent, and the real causes of the war which ensued between France and England, are foreign to the subject of these annals. It must, however, be observed, that, at this particular juncture, it was of mighty importance to the Scots that Edward occupied himself in foreign wars, and, on that account, relaxed his military operations against his weaker neighbours †.

Foedera,
iv. 818.

T. ii. p. 280. but on that of *Foedera*, when compared with Walsingham himself. Walsingham says, that the Scottish ships were taken by the Earls of Salisbury and Huntington, when returning from their German embassy; now, it is certain from *Foedera*, T. iv. p. 789. that they were in the Low Countries 19th July 1337, and that they returned to England in the following month; *ibid.* p. 808. If a successor was appointed to John de Lindefay, so early as 1335, it must have been owing to this, that the greatest part of his diocese was within the dominion of the English, and that he had revolted to the Scots. Hemingford says, that 250 were made prisoners: Of that number he mentions John Stewart, David de la Hay, Hugh Gifford, John de la More, William Baillie, and Alexander Frisel (or Fraser,) ‘*fili nobilium.*’

† Bowmaker, the continuator of Fordun, says, L. xiii. c. 41. “*incepta est guerra inter Reges Franciae et Angliae satis atrox et dira; feliciter tamen pro Scotia; nam, si Rex Angliae praedictus guerram in Scotiae continuasset, ipsam ex toto, et sine difficultate, quantum ad humanum spectat judicium, obtinisset.*” These expressions, it might be admitted, are too strong; yet it ought to be remembered, that the principal fortresses of Scotland were in the hands of the English; that they were masters at sea; that there was a famine in the land; and, that the Scots were far from being unanimous in defence of their liberties. To heroes of romance, nothing is difficult; but Sir Andrew Moray and his associates were not heroes of romance; they were only brave men struggling under mighty disadvantages with a powerful enemy. And surely, even to such men, so circumstanced, a foreign war, which removed from them the weight of the English arms, was a

Foed. iv.
840.

In the present situation of the affairs of England it became necessary that the Scots should be amused with the hopes of an armistice, or a peace; and, accordingly, negotiations to that effect were renewed, [7th and 15th October 1337.] It was proposed, and with no injudicious policy, that two treaties should be carried on at the same time, the one with David Bruce, and the other with the royalists in Scotland. Edward also invested the Earls of Arundel and *Salisbury with the most ample powers for receiving to pardon and favour all Scotsmen who might be willing to accept of terms, [15th October 1337.]

Hem. ii.
281.

The negotiations, however, proved fruitless, and the Earl of Salisbury laid siege to the castle of Dunbar *, [28th January 1337-8.]

most acceptable event. Yet Mr Goodall observes, *not. ad Fordun*. "Neque erat quare adeo temeret ne Edwardus III, tunc Scotos potius subjugaret, quam cum antea a multis retroactis annis, et ipse ac pater avusque suus, qui totis viribus in id incubuerint frustra, ut et ipse postea, temporibus Scotis non minus adversis."

* Most historians suppose the siege to have been undertaken about the beginning of the year 1337, according to the modern computation. This has involved them in obscurity and contradictions, which they themselves perceive not, but which an attentive reader must. It is not merely the authority of Hemingford which fixes that siege about the beginning of the year 1338, according to the modern computation; for there is another proof of it, which seems conclusive: All historians agree, that William de Montague, Earl of Salisbury, was at that siege; That the siege began about January, and lasted until the beginning of June. Now, we learn from *Foedera*, T. iv. p. 726. that William de Montague was, on the 24th January 1336-7, appointed to command on the coasts of England, from the mouth of the Thames *westward*: That, soon after, he was appointed an ambassador in foreign parts, 15th, 18th and 19th April, 1337; *Foedera*, T. iv. p. 744. 745. 747. It appears that he had gone abroad 29th April; *ibid.* p. 749. and that he continued in the Low Countries, and in

1337-8.

Dunbar was the chief post which the Scots possessed on the eastern coast, and it preserved their communication with the continent. Its castle, situated on a rock, almost surrounded by the sea, and newly fortified, was strong, as well by art as nature. The Earl of March chanced to be absent when the English laid siege to the castle of Dunbar. His spouse, the daughter of Randolph, undertook to defend it in the absence of her Lord. The Countess of March, from her dark complexion vulgarly termed *Black Agnes*, performed all the duties of a vigilant commander; animated the garrison by her exhortations and munificence, and braved every danger with the intrepidity of a Randolph. When

the neighbourhood, during the months of May and June; *ib.* p. 789. and he appears to have returned in August 1337; *ib.* p. 808. Thus, we see, that if the siege of Dunbar had been carried on in 1337, the Earl of Salisbury could not have commanded at it. There is a circumstance mentioned by *Fordun*, L. xiii. c. 41. which, when compared with a passage in *Foedera*, will tend greatly to support what has been already observed: He says, speaking of the siege of Dunbar, "Habebat eo tempore Comes duas permaximas galeas de Janua—ad observandum ne quid eis ad subsidium per mare adventaret." Now, it appears from *Foedera*, T. iv. p. 835. that on the 3d of January 1337-8, Edward granted a commission to John Doria and Nicolas Bianco [called de Flisbo or Fiesca, T. v. p. 83.] to sail with two galleys, as they are called, to the coasts of Scotland, "ad perscrutandum mare." That they were Genoese vessels, is plain from the names of their commanders, *Doria* and *Fiesca*. The business in which they were employed, and the date of their commission, precisely coincide with the hypothesis, that the siege of Dunbar was undertaken in January 1337-8. *Fordun*, L. xiii. c. 40. says that the siege began "on the 13th January." *Knyghton*, p. 2570. "after Epiphany," which is a few days later: *Walsingham*, p. 136. "on the 28th of January." It is probable, that *Walsingham* speaks of the time, when the warlike operations began, and the other historians of the time when the English first appeared before the castle.

the warlike engines of the besiegers hurled stones against the battlements, she, as in scorn, ordered one of her female attendants to wipe off the dust with a handkerchief; and, when the Earl of Salisbury * commanded that enormous fabric called *the Sow* † to be advanced to the foot of the walls, she scoffingly cried out, "Beware, Montague, thy sow 'is about to farrow," and then ordered a huge rock to be let fall upon it, which crushed it to pieces. Such little circumstances may seem beneath the dignity of historical narrative, yet they are characteristic of those times, exhibiting a picture of bold unpolished manners.

For. xiii. 41. A certain man, who had the charge of one of the gates, agreed with the English to leave it open. Salisbury resolved to lead the party which by this treason was to surprise the castle. He found the gate open; but while he was entering in, John Copland, one of his attendants, hastily pressed on before him; the portcullis was let down, and Copland, mistaken for his Lord, remained a prisoner. The person with whom Salisbury held correspondence had disclosed the whole machination to the Scots.

1338.

Ibid. The English, thus unsuccessful in their attacks, turned the siege into a blockade, closely environed the castle by sea and land, and strove to famish the

* Richard Earl of Arundel commanded the English forces in Scotland; but it appears, that the conduct of the siege had been committed to the Earl of Salisbury.

† There is an attempt to describe the nature of this engine, in the account of the siege of Berwick, vol. ii. p. 89. That obvious witticism of *the sow's farrowing*, was employed by the Scots on the former occasion, according to Barbour. As, however, the same observation is ascribed to the Countess of March, it is repeated here.

garrison. Alexander Ramsay heard of the extremities to which Dunbar was reduced. He embarked with forty resolute men, eluded the vigilance of the English, and, amidst the silence of a dark night, entered the castle by a postern next the sea. He sallied out, and attacked and dispersed the advanced guards. The English commanders, disheartened by so many unfortunate events, at length withdrew their forces, after having remained before Dunbar during nineteen weeks, [about 10th June.] They even consented to a cessation of arms *; and, departing into the south, entrusted the care of the borders to Robert Manners †, William Heron, and other Northumbrian barons. The failure of the enterprise against Dunbar was, in all its circumstances, held exceedingly disgraceful to England ‡. Although the English remained masters of Edinburgh, the adjacent territory was infested by bands

Hem. ii.
281.
Knyghton,
2570.
S. Chron.
ap. Leland,
i. 557.

Ibid.

For. xiii. 48

* "Acceptis sub certis conditionibus treugis;" *W. Hemingford*, T. ii. p. 281. The Earl of Arundel had a commission from Edward III. to make truces, and even to conclude peace with the Scots, [(25th April 1338.) *Foedera*, T. v. p. 30.

† Probably Robert Manners of Etale in Northumberland, ancestor of the Duke of Rutland; *Dugdale*, Baron. Vol. ii. p. 109.

‡ "Post longam moram in obsidione ibidem factam relicta obsidione recesso abinde, in eorum opprobrium non modicum," says *Knyghton*, p. 2570. "Quae quidem obsidionis dimissio et treuga majoribus Angliae et multis ibidem congregatis displicuit; fuerat enim, ut ferebatur, ipsa dispendiosa, nec honorifica, nec secuta, sed Scotis utilis atque grata," says *Walsingham*, p. 136. In *Scala Chron.* ap. Leland, vol. i. p. 567. there is a very awkward apology for the English commanders. "The lords being at a point of rendering the castle of Dunbar, hearing that they that letted the King's passage into Fraunce for prosecuting his title thereof, should be counted as traditors, disloggit themself thence with treuve, lest they should have been countit as letters of the Kinges passage." All this adds to the renown of *Black Agnes*.

of the Scots. Alexander Ramsay concealed himself in the caves of Hawthornden with a company of resolute young men ||, and issuing out from thence as occasion presented itself, he pillaged the neighbourhood, and even extended his inroads to the English borders. Returning out of Northumberland with much booty, he was encountered by Robert Manners at Prestfen, near Werk castle. By a feigned flight he led the English into an ambush, attacked, and totally defeated them. Robert Manners was made prisoner, and William Heron wounded. So compleat was the victory, that hardly any Englishmen escaped.

S. Chron.
ap. Leland.
i. 557.
For. xiii. 48.

While Alexander Ramsay thus distinguished himself, the Knight of Liddefdale, by his valour and perseverance, expelled the English from Tiviotdale *.

Ibid. About this time, Sir Andrew Moray, Regent of Scotland, died. When very young, he was joined in command with Wallace; and, during a course of forty years, in an age of heroes and patriots, had been eminent for intrepidity and public spirit †.

|| *Fordun* mentions the names of some of them, viz. Haliburton, Heryng, Heries, Dunbar, and Dishington. He adds, that "to be of Alexander Ramsay's band," was considered as a branch of military education, requisite for all young gentlemen who meant to excel in arms.

* "Hoc in tempore, D. Willelmus de Douglas, per incredibiles confictus et labores Tevidaliam ad pacem Regis, 'expulsis Anglicis, reduxit.'" *Fordun*, L. xiii. c. 44. relates several other gallant actions performed by him.

† *Fordun*, L. xiii. c. 43. blames him for the cruel manner in which he waged war, by desolating the country, and reducing the inhabitants to the extremities of famine. But this is to be ascribed rather to the savage manners of those times, than to the natural disposition of Sir Andrew Moray; for the historian himself admits, that "he was a just and beneficent person."

Robert, the Stewart of Scotland, succeeded him in the office of Regent.

The new Regent began his administration by ^{For. xiii. 45,} preparing for the siege of Perth. That town had been the head quarters of the English for many years: As Balliol had chosen it for the place of his usual residence, it might be termed the seat of government, and it was a post of exceeding importance. There were mighty obstacles to be overcome before the Scots could have any hopes of winning a fortress, which, according to the skill of those times, had every defence of art, and which, by reason of its vicinity to the sea, maintained a constant intercourse with England.

The Regent dispatched the Knight of Liddesdale ^{Ibid.} into France, to represent the state of affairs, and to implore the aid of the French King.

Edward had intelligence of the preparations ^{Foedera, v. 68.} made by the Scots, and he provided for the security of the fortresses, which lay most exposed to their assaults*. Having already experienced the fidelity of William Bullock, he continued him in the government of the castle of Coupar. But he appears to have entertained suspicions of the persons whom

* It appears from *Foedera*, T. v. p. 68. that there had been a scandalous neglect in supplying the English garrisons with provisions: and that many men who adhered to the English interest had, in quest of subsistence, abandoned the fortresses where they were stationed. Edward ordered ample supplies to be sent both to Perth and Coupar, [30th July.] The particulars are as follows:

PERTH.

600 Quarters of wheat,
700 Quarters of barley,
300 Quarters of oats,
30 Tons [dolia] of wine.

COUPAR.

100 Quarters of wheat,
120 Quarters of barley,
200 Quarters of oats,
6 Tons [dolia] of wine.

From the minutes of the 13th parliament of Edward III. it is plain, that, by *dolia*, tons are understood.

Balliol might entrust with the defence of Perth, and, therefore, he required him to commit the custody of that place to Thomas Ughtred †, a commander in whom the English had entire confidence, [4th August.]

Foedera, v. 109. 131. Balliol obeyed the commands of Edward, left Perth, and fixed his residence in England *.

1339.

For. xiii. 45 The Stewart appeared before Perth with his army. He had under him William Earl of Ross, Patrick Earl of March, Maurice Moray Lord of Clydesdale, William Keith †, and many other barons. Alan Boyd, and John Stirling ‡, commanded the archers.

Ibid.
Froissart, i. 34.
Henaut, 215. At this juncture, the Knight of Liddesdale returned from his embassy in France. He brought with him five ships of force, commanded by a Frenchman, whom our writers term *Hugh Hautpyle*, and many knights and soldiers compleatly armed. Among them there were Arnold d'Andeneham ||, afterwards a Marshal of France, and the Lord of Garenieres.

† Balliol, in the first year of his government, bestowed on Thomas Ughtred the barony of Bonkill, and all the other estates of Sir John Stewart, [at Rokesburgh, 20th October;] *Foedera*, T. v. p. 170. This grant was confirmed by Edward III. 8th April 1340. *ib.*

* This may be inferred from different circumstances in *Foedera*, See T. v. p. 109. and p. 131.

† *Fordun*, L. xiii. c. 45. calls him William Keith of Galf-ton: he must not be confounded with that William Keith who distinguished himself at Berwick, and was accidentally slain at the siege of Stirling.

‡ *Fordun*, *ib.* terms them *valentes armigeri*.

|| *Froissart*, vol. i. c. 34. calls him *d'Andregine*; but I follow more correct authors. *Fordun*, L. xiii. c. 45. makes mention of two esquires among the French, whom he terms *samosfores*, viz. Giles de la Hufe and John de Braifi. He

Hitherto the Scots had endeavoured to maintain the contest with England by force alone ; but the Stewart sagaciously employed policy as well as force. For. xiii. 456

William Bullock, promoted by Balliol to high honours, held the castle of Coupar. It had baffled the arms of the late Regent, and was thought to be a post of great consequence.

The Stewart founded this man. He discovered him to be selfish and avaritious ; and, satiating his predominant passion by an ample grant of lands, won him over from his duty. Bullock abandoned and betrayed his benefactor, yielded up the fortress committed to his charge, and, with his numerous adherents, swore fealty to David.

Men in all ages have rewarded treason ; but in that age men were wont to put confidence in traitors. Bullock was received into as great trust with the Scots as he had ever enjoyed under Balliol ; and he seems to have acted with zeal and fidelity in support of that cause which he had so dishonourably espoused.

The Stewart, assisted by the counsels of Bullock, ^{Ibid.} laid siege to Perth. Ughtred, the governor, made a gallant resistance. Alan Boyd, and John Stirling, who commanded the Scottish archers, were slain, and the Knight of Liddesdale was dangerously wounded. The Earl of Ross, by the artifice of a mine, diverted the water from the fosse. The Scots prepared to storm Perth ; Ughtred capitulated, and was conducted with his garrison into England, (17th August *.)

has omitted the other names, which are here restored from Froissart.

* The conduct of Thomas Ughtred became the subject of an inquiry in parliament. His justification of himself had so fair a shew, that the Regent, in the absence of the King,

For.xiii.46. The Stewart conferred honourable rewards on his French auxiliaries, and dismissed them.

Ibid.
Froissart
i. 74. His next enterprise was against the castle of Stirling, which was feebly defended. Thomas Rokesby, the governor, despairing of succours from Edward, accepted conditions similar to those which had been granted to the governor of Perth †.

The Stewart having thus dislodged the enemy from every post to the north of the Frith of Edinburgh, undertook a progress through Scotland, administered justice, redressed grievances, and established good order.

Foed. v.
124.
Knyght.
2575. Meanwhile Edward occupied himself in asserting by force of arms his title to the French crown. He entered the territories of France, [26th September,] and was opposed by Philip, his adversary, in person. The armies of the two nations remained for some days in fight of each other, and then, as of mutual consent, withdrew, [at Vironfosse, in the Cambresis, about the end of October.]

Hume,
History of
England.
ii. 175. " Such was the fruitless, and almost ridiculous conclusion of all Edward's mighty preparations ; and, as his measures were the most prudent that could be embraced in his situation, he might learn from experience, in what a hapless enterprise he was engaged."

Froissart,
i. 57. It is reported by Froissart, that David King of Scots was in the French army.

ordered him to be restored to his good name, [pristinæ restitui famæ suæ,] until the King should return to England, and appoint a more exact inquiry ; *Foedera*, T. v. p. 131. [29th October 1339.] Ughtred was employed in an office of trust, 18th February 1339-40 ; *Foedera*, T. v. p. 167. ; and, by a grant which Edward III. made to him, 8th April 1340, *Foedera*, T. v. p. 177. it appears that he was restored to favour.

† *Froissart*, T. i. c. 74. says, that the Scots employed cannon at this siege, " par engins et canons."

1340.

Edward unsuccessfully besieged Tournay. A truce was concluded between France and England, (25th September,) to endure until 24th June 1341. The Scots were to be comprehended in this truce. If they did not accede, Philip, and his allies, became bound to withhold succours from them.

Knyghton,
2578.
Foedera,
v. 208.

While Edward remained before Tournay, the Scots, under the command of the Earls of March and Sutherland, made an inroad into England. They were encountered and repulsed by Thomas de Gray.

ScalChron.
ap. Leland,
i. 558.
Knyghton,
2577.

1341.

The fortresses of Edinburgh, Rokesburgh, Berwick, Jedburgh, and Lochmaben, with several less considerable castles in the south, still remained under the power of the English.

For. xiii. 46.

The castle of Edinburgh was surprised by a device of William Bullock. According to his appointment, one Walter Curry of Dundee privately received into his ship the Knight of Liddesdale, with William Frazer, Joachim of Kinbuck, and two hundred resolute men. Curry cast anchor in Leith road; he pretended to be an English ship-master, having a cargo of wine and provisions, and agreed to furnish the commander of the castle *

Ibid. 47.

* From the minutes of the 13th parliament of Edward III. it appears that Thomas Rokesby was governor of both the castles of Stirling and Edinburgh. Whether he continued to command at Edinburgh, after having yielded up Stirling, is uncertain. *Froissart*, T. i. c. 56. says that Richard Limosin, an Englishman, was governor of the castle of Edinburgh. *Froissart*, *ib.* gives a long narrative of the surprise of that castle; in the chief circumstances it agrees with the account in Fordun. The Knight of Liddesdale appointed his bastard brother to the command of the castle of Edinburgh. He is called *William Douglas senior*, by Fordun, L. xiii. c. 47. This circumstance ought to be remembered; for, as will be hereafter seen, it serves as a guide to the proper interpretation of several passages in our national history,

with whatever was requisite for his garrison. He brought his barrels and hampers to the entry of the castle, suddenly threw them down, obstructed the closing of the gate, and slew the centinels. At a signal given, the Knight of Liddefdale, and his companions, who lurked in the neighbourhood, appeared, and overpowered and expelled the garrison, [17th April.]

For. xiii. 49. David II. with his consort Johanna, landed from France, [at Inverbervie in Kincairdineshire, 4th May 1341 †.]

† It has become a received opinion, that David Bruce did not arrive from France until 1342. The words of Fordun certainly import that he arrived in 1341, and I see no reason why his authority should be disregarded, merely to make way for the reports of foreign or more recent historians. *Knyghton*, p. 2581. places this event in 1342; but there is a manifest confusion in the dates of that part of Knyghton's work; thus, for example, he mentions the return of David to have happened in 1342, and yet he says, p. 2580. that David invaded Northumberland in 1340. There is a passage in *Scala Chron.* ap. Leland. T. i. p. 559. which confirms the narrative of Fordun: "This season, *David Balliol* [plainly a mistake of the transcriber for *Bruce*,] cam out of France, and yn the winter after, about Candlemas, made a road into the Englissh marches, and brent much corne and houses, and yn somer after, he made a rode ynto Northumberland into Tyne." Both these inroads are mentioned by Fordun as having happened in 1342. If the two inroads were made, the one about Candlemas, and the other in the summer after the arrival of David II. as *Scala Chron.* circumstantially relates, it follows, that David arrived from France in 1341; for it is plain from history, that there were no military operations on the frontiers of England in summer 1343, and thus the series of events is perspicuous. David arrived from France in May 1341. About February 1341-2, he accompanied the Earl of Moray, or some other commander of the Scottish army, in his invasion of the western marches; on the 30th or 31st March 1342, Alexander Ramsay surpris'd the castle of Rokesburgh; this, at once, facilitated the invasion of Northumberland in summer 1342, and secured a retreat.

Alexander Ramsay of Dalwolsy took the strong fortres of Rokeburgh by escalade *, [30th March 1342.] The King, as a reward for this important service, injudiciously bestowed on Ramsay the charge of sheriff of Teviotdale, which William Douglas, *the Knight of Liddesdale*, then held. From that moment, Douglas, once the friend and companion in arms of Ramsay, became his implacable enemy. For. xiii. 49.

According to the duty of his office, Ramsay held Ibid. 50. courts in the church of Hawick, expecting the wonted attendance of the crown's vassals. Douglas came with an armed retinue, and was courteously welcomed by the noble-minded and unsuspicious Ramsay. Equally regardless of the reverence due to magistracy, and of the sanctity of the place, Douglas dragged him from the judgment-seat, and conveyed his prey, bleeding, and loaded with chains, to the castle of Hermitage, [Friday, 20th June;] and *there* he immured Ramsay in a remote apartment. It is related, that, above the place of his confinement, there lay a heap of corn, and that, with some grains which dropt down through the crevices in the floor, Ramsay supported a miserable life for seventeen days. Thus perished one of the bravest, and worthiest, and most fortunate leaders of the Scottish nation, to the everlasting infamy of him who perpetrated the murder, and to the disgrace of that feeble government which durst not avenge it.

* *Fordun*, L. xiii. c. 49. says, that the enterprise was suggested by one *Hodo Ednam*. *Fordun* places this event on Easter-eve, [30th March 1342.] But *Scala Chron.* ap. Leland, T. i. p. 558.-9. on the morning of Easter-day, [31st March.] "At the very hour of the resurrection:" It is added, "but all they that were capitaynes of this coveyne dyed after an ill death."

For. xiii. 50. About the same time ensued the fall of William Bullock. That able and sagacious person, after having betrayed and abandoned the cause of Balliol, acquired great honours under the King of Scots, and became his favourite and chief counsellor. Having been invidiously accused of treasonable practices, he was thrust into the castle of Lochindorpe, with the meanest criminals, and *there* expired through extremity of cold and hunger *.

A *Scottish* historian, who records the fate of those two eminent persons, Ramsay and Bullock, adds this singular observation: "It is an antient saying, 'that neither the wealthy, nor the valiant, nor even the wise, can long flourish in Scotland, for 'envy obtaineth the mastery over them all †."

Bullock, it is probable, fell unpitied by his contemporaries, and was speedily forgotten; but a grateful nation remembered the virtues and meritorious services of Ramsay, and cried aloud for vengeance.

The young King sought to execute justice on the offender, but could not. At length, through the intercession of the Stewart, he received Douglas into favour, appointed him keeper of Roxburgh castle, which Ramsay had won from the English, and restored him to the office of sheriff of Teviotdale. Thus increasing his honours and in-

* "Invidia procerum et aliorum multorum apud Regem de infidelitate delatus, de mandato ejus per David Barclay capitur, et cum Molmaran et aliis iniquis deputatus in Lochindorpe, custodie mancipatur, et fame et frigore ad modum dicti Alexandri de Ramsay defecit. Post quorum mortem tristitia felicibus in regno succreverunt;" *Fordun*, L. xiii. c. 50. It is plain from this passage, that Fordun viewed Bullock in the light of an innocent and oppressed man.

† "Antiquitus proverbialiter dici solet de Scotis, quod neque dives, neque fortis, sed nec sapiens, Scotus, praedominante invidia, diu durabit in terra;" *Fordun*, L. xiii. c. 50.

fluence, the King of Scots put Douglas in possession of the middle marches.

And thus was the first Douglas, who set himself above the law, pardoned through the generous intercession of the Stewart.

During this year, England was infested by frequent inroads of the Scots. The Earl of Moray ^{Scal.Chron ap.Leland. i. 559.} entering on the side of the western marches, wasted the country, and burnt Penrith, [Feb. 1341-2.] David served as a volunteer under him. In summer, David erected the royal standard, liberally distributed the honours of knighthood, and led his numerous forces into Northumberland. But from such mighty preparations nothing memorable ensued. Several of the new knights fell into an ambush which Robert Ogle had laid for them †, and David ingloriously retreated. A third invasion was undertaken; but Balliol, lieutenant to the north of Trent ‡, obliged the Scots to desist from their enterprise.

* He had been exchanged for the Earl of Salisbury, made prisoner by the French in the neighbourhood of Lille; *Fordun*, L. xiii. c. 48. *Scala Chron.* ap. Leland. T. i. p. 558. The French would not release Salisbury unless he made oath never to bear arms in France; and Edward III. consented to this extraordinary condition, (20th May 1342;) *Foedera*, T. v. p. 313.

† *Fordun*, L. xiii. c. 49. has recorded their names, viz. Stewart, Eglinton, Boyd, Craigie, and Fullarton. As four of the five appear to have been from the shire of Air, and as the fifth, Stewart, might have been from that neighbourhood, there is reason to believe, that the number of Knights created at that time was exceedingly great.

‡ All persons, who, on account of felony, had taken refuge in sanctuaries, were pardoned by royal proclamation, under condition of serving, at their own charges, in the army of Balliol, [5th July 1342;] *Foedera*, T. v. p. 328. They are denominated *Girthmen*, i. e. *Girthmen*. Froissart, T. i. c. 75. gives a very circumstantiated account, of this campaign. Ac-

Walf. 160. The Scots besieged the castle of Lochmaben in Annandale, where Walter Selby commanded. Henry de Lancaster, Earl of Derby, with many other great Lords, and a numerous army, went to succour Lochmaben; but before their arrival, Selby, aided by John Kirkby, Bishop of Carlisle, and Thomas de Lucy, had constrained the Scots to retire.

Foedera v. 357. Edward III. issued a proclamation, bearing, that, for himself, and his allies, he had consented to a truce with Philip of France, and his allies, to endure until Michaelmas in the year 1346, [20th February 1342-3.] At what time it was that the King of Scots formally acceded to this truce is not known *. It appears, however, that, on all sides, the military operations were suspended †.

According to him, David assaulted Newcastle, took and plundered Durham, laid siege to Werk-castle, and raised the siege; but all this seems to be fabulous, and to have been invented by some person who meant to impose on the inquisitive credulity of Froissart. It cannot be reconciled with known historical dates, with the characters and conditions of the persons therein mentioned, or with the general tenor of authenticated events. Had David violated the patrimony of St Cuthbert, in the savage manner related by Froissart, the English histories would have teemed with declamations on an enormity, more heinous, in the opinion of those days, than any crime prohibited by the decalogue. Besides, the sacking of Durham, related by Froissart, was an event too singular and momentous to be altogether omitted; and yet the English historians make no mention of it, neither does Fordun, whose simple narrative I have chosen to follow.

* The French King had written to David II. desiring him to accede to the truce; but he had received no answer; (19th May 1343;) *Foedera*, T. v. p. 365. That David afterwards acceded to the truce, is evident from commissions relating to that subject, which Edward III. issued 20th May, 18th August, and 1st December 1343; *Foedera*, T. v. p. 367. 379. 396.

† *Froissart*, T. i. c. 90. says, that Edward led an army to Berwick, celebrated Easter there, and remained in that part

Edward employed this season of tranquility in seducing William Douglas, the Knight of Liddesdale, from the duty which he owed to his King and benefactor. We have seen that Douglas, instead of being punished for the murder of Alexander Ramsay, had obtained additional honours and authority. He now entered into a treasonable negotiation with England, either because he dreaded the vengeance of the partizans of Ramsay, and looked for a more powerful protector than his own sovereign, or because, after having committed an enormous crime, he had become lost to every sentiment of virtue.

Foedera v.
379.

Henry de Percy, Maurice de Berkeley, and Thomas de Lucy, were appointed commissioners by Edward III. "with full powers," as the record bears, "to treat of, and conclude a treaty with William Douglas, to receive him into our faith, peace, and amity, and to secure him in a reward," [18th August.] *Ibid.* 379.

Whether the commissioners concluded any treaty with Douglas at that time is uncertain: But the very proposal for a treaty shews that his reputation was tainted*.

of the country for three weeks. Edward did not arrive in London, from an expedition into Brittany, till the 4th of March 1342-3; *Foedera*, T. v. p. 357. he appears to have been there on the 14th, 17th, and 20th March; *ib.* p. 350. 360. In 1343, Easter-day fell on the 13th April. Edward appears to have been at London on the 18th April 1343; *ib.* p. 361. and on the 1st and 12th May; *ib.* p. 362. 364. If, then, Edward went to Berwick, it must have been before Easter, and he must have returned with exceeding expedition immediately after Easter.

* Mr Ruddiman, *not. ad Buchanan*, p. 430. imagines that David II. had received intelligence of this treason, and that, to secure the fidelity of Douglas, he then appointed him to the offices of governor of Roxburgh and sheriff of Teviotdale. There appears not any authority for this fanciful hypothesis.

1344.

For. v. 424. The Scots, becoming weary of the truce, made inroads on the marches *. Balliol, with the forces of the north of England, was appointed to oppose them, [25th August.]

1345.

For. v. 448 452. et pass. Edward III. declared that Philip of France had violated the truce; and he ordered hostilities to be re-commenced, [24th April.]

Ibid. 446. He particularly charged Philip with having aided the Scots, contrary to the conditions of the truce, [15th March 1345-6.]

1346.

For. xiv. 1. While the English King was occupied in foreign wars, David, at the instigation of France, resolved to invade England. He appointed his army to assemble at Perth; with the other Scottish barons, William Earl of Ross, and Raynald of the Isles †, appeared at the rendezvous; the Earl of Ross assassinated Raynald in the monastery of Elcho, abandoned the King's host, and led back his followers to their mountains. This seemed an omen of impending national calamities.

For. xiv. 1. Scal.Chron. ap. Leland, i, 561. David stormed the castle of Ledel, and beheaded Walter Selby the governor. Selby, according to the usage of those loose times, seems to have been both a robber and a warrior, alternately plundering and defending his country ‡.

* *Walsingham*, p. 165. mentions a skirmish in which a Scottish commander, whom he calls *Alexander Strachan*, was defeated and slain, by the Bishop of Carlisle and Robert Ogle; and *this*, with great pomp of words, he has magnified into a battle.

† The parentage of this Raynald continues, if I mistake not, to be matter of very serious controversy among the different sects of the *M'Donalds*.

‡ He was one of the band of robbers so famous in English story, who, under their leader, Gilbert Middleton, robbed

After the Scots had advanced thus far, the Knight of Liddesdale counselled the King to abandon his enterprise against England, and to dismiss his army. "What," cried the Scottish barons, "must *we* fight merely for *your gain*? you have profited by the spoils of England, and do you now envy us our share *! Never had we such an opportunity of taking vengeance on our enemies. Edward and his chief commanders are absent, and we have none to oppose our progress except ecclesiastics and base artificers."

The counsels of Douglas were slighted, and For. xiv. 2. David proceeded on his enterprise. At Hexham he numbered his forces, consisting of two thousand men at arms, completely accoutred, and of a very great multitude of light armed infantry. David crossed the river Tyne at Ryton, above Newcastle, and urged his way into the bishoprick of Durham, cruelly waisting the country, and not even sparing the hallowed patrimony of St Cuthbert. He pitched his camp at Bear-park †, within view of Durham,

two Cardinals and the Bishop of Durham. He afterwards held out the castles of Mitford and Horton against his sovereign; *Scala Chron.* ap. Leland, T. i, p. 561. Yet *Packinton*, ap. Leland, T. i. p. 470 says, "David King of Scottes caused the noble Knight Walter Selby capitayne of the Pyle of Lydelle, to be slayne afore his owne face, not suffering hym so much as to be confessed."

† "Tu satis abundas de bonis Anglorum, nec velles in lucro socios habere, sed in bello;" *Fordun*, L. xiv. c. 1. The expression is highly characteristic, but the full force of it could not be conveyed in the narrative; the castle of Lidel was connected with the territory of W. Douglas, and it served as a frontier garrison to his castle of Hermitage. The meaning of the Barons was this: "By our valour in storming the castle of Lidel, you have rounded, as it were, and secured your own territories, and now your ambition is satisfied."

† Called by *Fordun*, L. xiv. c. 2. *Beau-repair*; by *Walsingham*, Ypod. Neustriae, p. 517. *Beurepeir*; and by Knyghton, p. 2590. *Beal repair*. The place is well known.

[16th October, at nine in the morning.] At this critical juncture Edward III. lay before Calais with the flower of his troops.

Foedera, v. 524. In his absence the English Regency issued a proclamation of array, and appointed William le Zouche Archbishop of Yorke, Henry de Percy, and Ralph de Nevil, or any one of them, to the command of all the forces of the northern parts of England *, [20th August.]

A. Murim. contin. 100. *Walf.* 167. The Archbishop and his colleagues assembled their forces at Bishop-Aukland. It is remarked, that their army was chiefly composed of ecclesiastics; but, in this there is somewhat of monastic exaggeration, in honour of the clerical order; for it is certain that the Sheriffs of the northern counties, and many of the most powerful and popular Barons of those parts, were at the rendezvous.

For. xiv. 2. 3. The English marched towards Sunderland bridge, with the view, as it seems, of occupying an advan-

* Froissart supposed that Philippa, the consort of Edward III. was their leader; and in this he has been implicitly followed by the later historians of both nations. A young and comely Princess, the mother of heroes, at the head of an army in the absence of her Lord, is an ornament to history. Yet no English writer of considerable antiquity mentions this circumstance, which, if true, they would not have omitted. Balliol also is said to have been next in command to Queen Philippa; yet the antient English writers say nothing of it; and the whole strain of *Foedera* is inconsistent with the hypothesis of his having had any such command. *Barnes*, p. 378. says, that the English were "in number 1200 men at arms, 3000 archers, and 7000 footmen, besides a choice band of expert soldiers, newly come from before Calais, the whole amounting to 16,000 complete;" for this he quotes *Giov. Villani*, the Florentin historian, L. xii. c. 75. Villani's account of the battle of Durham is exceedingly superficial; and, which is very remarkable, he says nothing of what Barnes quotes as from him. See *Muratori*, Script. Ital. T. xiii. p. 959.

tageous post, and of checking the further progress of the invaders. The Knight of Liddesdale advanced with the men at arms, to procure forage and provisions; he unexpectedly encountered the whole English army on its march, near the Ferry of the Hill. He attempted to avoid an engagement; but he was pursued, attacked and discomfited †. His natural brother William Douglas was made prisoner *; 500 of his best men were slain, and he himself, with the remains of his party, hardly escaping, carried the alarm and panic into the camp of the Scots.

On this sudden intelligence of the approach of the enemy, the Scots hastily prepared for battle.

† “Rex—de approximatione Anglorum nihil conscius, misit de mane Dominum Willelmum de Douglas ad depopulandum terram ecclesiasticam de Durham, et ad praedas exercitui suo reficiendo corrogandas. Qui inscius in hostes irruens, obviaverunt sibi, tam subito quam mutuo, ad locum qui vulgariter dicitur *le Ferry of the Hill*. Sed quia non suppetiit dicto Domino Willelmo de Douglas copia congregiendi cum tanta multitudine adversariorum, ad regem cum suis fugam iniit, in qua quingentos de Scotis viris validioribus amisit in loco qui *Sunderlandis* nuncupatur: Sed et ipse Douglas manus eorum feliciter evasit. Quod audientes Scoti mirabiliter consternati,” &c. *Fordun*, L. xiv. c. 3. This passage in *Fordun* sufficiently authenticates every circumstance in my narrative. *Fordun* says, that Douglas met the enemy at *Ferry of the hill*, but that the carnage ensued at *Sunderland*. This shews that Douglas, in his attempt to retreat, had been overtaken by the enemy.

* *Knyghton*, p. 2590. supposes that Douglas himself was made prisoner. “Dominus Willelmus Douglas cum suis praecesserat exercitum Scotiae, et Angli inopinati supervenerunt super eum, et captus est per unum armigerum *Dominum le Deyncourt*.” But the true fact appears from *Foedera*, T. v. p. 534. where William Deynecourt is said to have made prisoner William Douglas l’aisne [i. e. *Paisne*, or *the elder*.] We have had occasion to see in *Fordun*, L. xiii. c. 47. that *William Douglas the elder* was the bastard brother of the Knight of Liddesdale.

Their right wing, or van, was commanded by the Earl of Moray and the Knight of Liddesdale; the center by the King in person, and the left by the Stewart and the Earl of March. The ground on which the army formed, was intersected by ditches and inclosures †.

For. xiv. 2. The English advanced to *Nevil's cross*. In their front, a crucifix was borne, amidst the displayed banners of the nobility.

Ibid. 3. Graham †, a Scottish officer, offered to attack the English archers in flank, if an hundred men at arms were put under his command; "but to confess the truth," says Fordun, "he could not procure a single man on that service *, either, because the attempt was too hazardous, or because the spirit of the men at arms had sunk under their recent disaster."

For, xiv. 5. The English began the attack on the right wing of the Scots, where the Earl of Moray command-

† "Inter fossata et *sepes*;" *Fordun*, L. xiv. c. 3. *sepes* is translated *inclosures*, not *hedges*; because in modern language a *hedge* is generally understood to imply a *quickset*; but in those days fences were made of stakes and small boughs of trees, in wattled work.

‡ *Fordun*, L. xiv. c. 3. calls him *John de Graham*: Perhaps he means Sir John de Graham who assumed the title of *Earl of Menteth*, as in right of Mary his wife. Among the prisoners, *Foedera*, T. v. p. 533.—5. mention is made of *David de Graham*, ancestor of the Duke of Montrose; perhaps Fordun or his transcriber has written *John* for *David*.

* "Petiit Dominus Johannes de Graham centum equitres lanceatos ad interruptendum Anglorum sagittarios, ut vel sic expeditus hostes Rex invaderet. Sed ut verum fatear, nec unum quidem obtinere potuit;" *Fordun*, L. xiv. c. 3. Some MSS. add, "quod nullus se tanto discrimini ausus est committere." A movement like that proposed by Graham decided the battle of Bannockburn. It was the English archery which proved fatal to our countrymen at Halidon.

ed †. The Scots, entangled among ditches and inclosures, had not room to act. The Earl of Moray was slain, and the Knight of Liddesdale made prisoner. The Scots, bereaved of their leaders, gave way, and were totally routed on that side. The English attacked the center, where David commanded, not only in front, but also with their archers on the flank, now exposed by the defeat of the right wing. The archers of the enemy without intermission annoyed the Scots; yet the contest, even on terms so unequal, was obstinately maintained for several hours. The chief officers of the crown, and many of the nobility, fell at the side of their Sovereign. He, although dangerously wounded ‡, still encouraged his few surviving companions, and fought like the son of Bruce. At length John Copland, a gentleman of Northumberland, disarmed him. The King, while struggling to disengage himself, with his gauntlet wounded Copland *; yet he was overpowered and made prisoner †.

† This is expressly asserted by *Fordun*, L. xiv. c. 3. "agmen illud cui Comes Moraviae praeficiebatur, impetitum."

‡ He was wounded in the head by an arrow; *Knyghton* p. 2591. He received another wound; the arrow pierced so deep, that the point could not be extracted; *Fordun*, L. xiv. c. 3. *Fordun* relates, that David was miraculously cured while he prayed at the shrine of St Monan, and that in grateful remembrance of the saint, he erected and endowed a church to his honour. As to that church, or rather chapel, See *Spotiswood*, Religious Houses, c. 15. *Major*, L. v. c. 19. relates the same story; but he has ascribed to St Ninian the honour which was due to St Monan.

* "Prius tamen duobus de suis dentibus ictu Regis evulsis;" *Fordun*, L. xiv. c. 3.

† *Knyghton*, p. 2591. says, that the King of Scots having abandoned the field, was taken at Meryngton, by a servant of John Copland. Meryngton is considerably to the south of

The Stewart and the Earl of March, who commanded the left wing, made their retreat good, although not without loss †.

Such was the disastrous event of the battle fought in the neighbourhood of Durham, on the 17th of October 1346.

For. xiv. 3.
Knyghton,
2590.

The loss of the vanquished was exceedingly great. Among the slain were the Earls of Moray and Strathern, David de la Haye Constable, Robert Keith the Marshall, Robert de Peebles Chamber-

Durham. It is impossible to imagine that the King, if he had left the field, would have passed forward into England.

† In this narrative of the battle of Durham, the account given by Fordun, simple, and to all appearance, impartial, has been followed. From it we may learn the immediate causes of the defeat of the Scots. They were, in effect, surprised, and they fought on disadvantageous ground. The death of the Earl of Moray, the captivity of the Knight of Liddesdale, and the discomfiture of the right wing, brought on the ruin of the center, and thus the battle was lost. *Boece*, L. xv. fol. 324. b. has been pleased to assert, "that the Stewart and the Earl of March, perceiving that the forces under their command were dispirited, and unwilling to fight any longer, withdrew them to a place of safety." He adds, "that this retreat was the cause of all the disasters which ensued." There are who believe Boece, and yet vindicate the Stewart! The proper vindication of the Stewart is, "that the narrative of Boece is fabulous." Although not altogether of his own invention, it has no warrant from Fordun, or from any English historian of considerable antiquity. That the Stewart fought, and that he did not retire without loss, is evident from the number of the Barons of the name of Stewart who were either killed or made prisoners. For it must be presumed, that some of them, if not all, fought under the banners of the chief of their family. Besides, two Maitlands, and Adam de Whitfom, were slain, and Patrick de Polwarth made prisoner; and it is probable, from their names, that they were with the forces under the command of the Earl of March. In the Appendix, the reader will find a list of the killed and prisoners, collected from all the probable information that could be procured,

lain, and Thomas Charteris Chancellor of Scotland, together with many Barons of eminence.

Besides the unfortunate David Bruce, there were made prisoners, the Earls of Fife, Menteth, and Wigton, the knight of Liddesdale, and about fifty other Barons. Foedera v. 533, 535, Fordun & Knyghton, ut sup.

Of the common sort slain or made prisoners, there is no certain computation.

"That day," says Walsingham, "would have been the last of the Scottish rebellion, had the English neglected the spoil and the making of captives, urged the pursuit of the fugitives, and cut off from the land of the living that nation which has ever been rebellious *." Wals. 167.

The English commanders, allured by the lucre of ransoms, connived at the escape of many of their prisoners. This practice became so prevalent, and seemed of such hazardous example, that it was prohibited by proclamation, under pain of death †, [20th November.] Foedera v. 532-7. Scala Chr. ap. Leland. i. 562. Knyghton, 2591.

The King of Scots, with his faithful and favorite servant, Malcolm Fleming Earl of Wigton, was conducted to a long and dreary captivity in the tower of London †, [2d January 1346-7.] Foedera, v. 537-9. Knyghton, 2592.

* "Et revera hic dies fuisset ultimus obliuinae Scotorum rebellionis, si praediis et captivis tunc omnino neglectis, Anglici gentem ab antiquo rebellem persequendo de terra viventium delevissent;" *Walsingham*, hist. Angl. p. 167. We can now smile at the pious regret of Walsingham, a regret which has been impatiently reiterated on other occasions.

† Notwithstanding the proclamation, it appears that Gerard de Widdrington, and others, persisted in this traffic; *Foedera*, T. v. p. 594. [18th October 1347.]

‡ *Knyghton*, p. 2592. relates, that by the command of Edward III. David Bruce was conducted to the Tower, under an escort of 20,000 men well armed; That the different com-

The Stewart and the Earl of March, who commanded the left wing, made their retreat good, although not without loss †.

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2590.

The loss of the vanquished was exceedingly great. Among the slain were the Earls of Moray and Strathern, David de la Haye Constable, Robert Keith the Marshall, Robert de Peebles Chamber-

Durham. It is impossible to imagine that the King, if he had left the field, would have passed forward into England.

‡ In this narrative of the battle of Durham, the account given by Fordun, simple, and to all appearance, impartial, has been followed. From it we may learn the immediate causes of the defeat of the Scots. They were, in effect, surprised, and they fought on disadvantageous ground. The death of the Earl of Moray, the captivity of the Knight of Liddesdale, and the discomfiture of the right wing, brought on the ruin of the center, and thus the battle was lost. *Boece*, L. xv. fol. 324. b. has been pleased to assert, "that the Stewart and the Earl of March, perceiving that the forces under their command were dispirited, and unwilling to fight any longer, withdrew them to a place of safety." He adds, "that this retreat was the cause of all the disasters which ensued." There are who believe Boece, and yet vindicate the Stewart! The proper vindication of the Stewart is, "that the narrative of Boece is fabulous." Although not altogether of his own invention, it has no warrant from Fordun, or from any English historian of considerable antiquity. That the Stewart fought, and that he did not retire without loss, is evident from the number of the Barons of the name of Stewart who were either killed or made prisoners. For it must be presumed, that some of them, if not all, fought under the banners of the chief of their family. Besides, two Maitlands, and Adam de Whitfom, were slain, and Patrick de Polwarth made prisoner; and it is probable, from their names, that they were with the forces under the command of the Earl of March. In the Appendix, the reader will find a list of the killed and prisoners, collected from all the probable information that could be procured.

de Percy and Ralph Nevil *, he led the men of Galloway into the Lothians; penetrated to Glasgow, and returned through Cuninghame and Liddesdale, wasting the country in his cruel and impolitic progress.

The Stewart was elected to the office of Regent†; Ford. xiv. 6. and, notwithstanding the national calamities, he supported the cause of his absent sovereign, and maintained a show of civil government in Scotland.

William Lord Douglas, son of Archibald, surnamed *Tineman*, had been educated in France. At this disastrous season, he returned home, expelled the English from Douglasdale, and took possession of Etrick forest. John Copland governor of Roxburgh hastily assembled forces to protect Tiviotdale; but the men of Tiviotdale joined themselves to Douglas, and expelled Copland. Ibid,

John de Graham Earl of Menteth had formerly sworn fealty to the English King ‡; and Duncan Earl of Fife had sworn fealty to Balliol, the vassal of England. Notwithstanding these engagements, they went over to the party of David Bruce, and were made prisoners with him at Durham. Edward determined their death; and accordingly he issued an order for trying them; and together with that order, he transmitted to the judges “ a

* Henry de Percy had 100 men at arms, and 100 archers on horseback. Ralph Nevil, 80 men at arms, and 80 archers on horseback. They were hired to serve under Balliol for a year, 26th January 1346-7; *Foedera*, T. v. p. 545.

† The title which he assumed runs thus: “ Robertus Senescallus Scotiae, locum tenens serenissimi principis David, Dei gratia Regis Scotiae illustris;” *Foedera*, T. v. p. 831.

‡ “ Qui ad essendum de consilio nostro et nobis in omnibus fidelis, corporale praestitit juramentum;” *Foedera*, T. v. p. 549. John de Graham had assumed the title of Earl of Menteth in right of his wife Mary, according to the practice of that age.

1352.

Foed. v.
737.

From an instrument preserved in *Foedera Angliae*, it appears that the English were engaged in some mysterious negotiations with the King of Scots and Lord Douglas.

'The instrument is of the following tenor : " Be-
' sides the instructions publicly given to Roger de
' Beauchamp, concerning the business of Scotland,
' he is charged with this secret commission.

' That, in case the treaty should fail, and it should
' be thought, after conference (*examenement*) with
' the Lord David Bruce and the Lord William
' Douglas *, that the work might be accomplished
' in another way (*exploit se purra faire par autre*
' *voie*), and if they have sounded the dispositions of
' their friends, and if the commissioners for England
' are of opinion, that the return of Lord David to
' the south would be a hinderance to the business ;
' then it is the King's pleasure, that the Lord David
' do remain at Newcastle or at Berwick, in the
' choice of the commissioners, until the King re-
' ceive more information, and until his further
' commands be made known.

* Boece, L. xv. fol. 324. a. erroneously asserts, that David II. bestowed the title of *Earl* on Lord Douglas, just before the fatal expedition to Durham : " Priusquam inter Rex ingrederetur, solennibus ceremoniis Wilhelmum Douglas Comitem Douglassiae creavit." This error has been transplanted into our genealogical histories, has taken root, and will flourish. Although we have been long reformed from popery, we are not yet reformed from Hector Boece. There is every reason to suppose that Lord Douglas did not return to Britain till after the battle of Durham ; it is certain that he continued to bear the name of *Lord Douglas* for several years after that unhappy event ; and hitherto no man has pointed out either authentic instrument, or credible history, in which he is called *Earl of Douglas* before 1357. Yet all this avails not ; Hector Boece has said, " that he was solemnly created *Earl of Douglas* in 1346." As fast as the cobwebs of fictitious history are brushed away, they will be replaced.

‘ Moreover, in case the commissioners shall judge
 ‘ that the setting at large the person of the Lord
 ‘ David will tend to promote the business, and if
 ‘ they can have sufficient security by hostages, oaths,
 ‘ covenants, or otherwise, from him, and from those
 ‘ who are willing to accede to his agreement, (*que*
 ‘ *veullent estre de son accord,*) then it is the King’s
 ‘ pleasure, that the Commissioners be impowered to
 ‘ prolong the time of his re-delivering himself, and
 ‘ to permit him to remain at large, until some li-
 ‘ mited day between this and Whitsunday next, at
 ‘ farthest, that, in the interval, it may be seen what
 ‘ he can accomplish in the premises,” (*quel exploit*
il en purra faire.)

An English historian reports, that the King of ^{Knyghton,} Scots, having himself sworn fealty to Edward, en- ^{2603.}
 gaged to procure the acquiescence of his people in
 the long contested claim of feudal superiority; but
 that the Scots, with one voice declared, “ that
 ‘ they would joyfully pay the ransom of their sove-
 ‘ reign, and that no consideration whatever should
 ‘ induce them to renounce their independency.”

Whether the mysterious instructions to Roger
 de Beauchamp establish, in any measure, the truth
 of what the historian relates, I determine not.

The negotiations, whatever might have been ^{Foed. v.}
 their tendency, proved unsuccessful, and the King ^{746.}
 of Scots was remanded to prison. ^{Ford. xiv.}
^{15.}

But the English King concluded a singular treaty ^{Foed. v.}
 with his prisoner the Knight of Liddesdale. ^{738.}

By it, the Knight of Liddesdale bound himself,
 and his heirs, to serve the English King, and his
 heirs, in their wars against all persons whatever,
 excepting his own nation. But this strange pro-
 viso was added, “ that he might, at pleasure, re-
 ‘ nounce the benefit of the exception.”

He shall furnish, says the treaty, ten men at arms,
 and ten light horsemen, for three months service,
 on his own charges.

Should the French, or other foreigners, join the Scots, or the Scots join the French, or other foreigners, in invading England, the Knight of Liddefdale shall do his utmost endeavours to annoy all the invaders, 'excepting the Scots.'

He shall not, either openly or in secret, give counsel or aid against the King of England, or his heirs, on behalf of his own nation, or of any others.

The English shall do no hurt to his lands, or his people, and his people shall do no hurt to the English, unless in self-defence.

He shall permit the English, at all times, to pass through his lands without molestation.

He shall renounce all claim to the castle of Liddel*.

In case the English, or the men residing on the estates of the Knight of Liddefdale, injured each other, by setting fire to houses or slack-yards, by pillaging, or by committing any like offences, it was declared, that the treaty was not thereby annulled, but that the parties contracting should forthwith cause the damage to be mutually liquidated and repaired.

Edward, on his part, engaged to release the Knight of Liddefdale from his captivity, and to make a grant to him of the territory of Liddefdale and of Hermitage Castle, together with some lands in the interior country of Annandale†. But it was specially provided, that his heirs should hold the estates thus granted, under condition of fulfilling the articles of this treaty, and no otherwise.

* Said in the instrument to have belonged to Lord Wake, and now to be the inheritance of the Earl of Kent; *Foedera*, T. v. p. 739.

† Half of the town of Moffat, Corhened, [Corehead,] Newton, and Granton Polbothy in Moffatdale; *Foedera*, T. v. p. 739.

It was stipulated, that the Knight of Liddesdale should make oath for the due performance of every thing incumbent on him, under pain of being for ever held ‘ a disloyal and perjured man, and a false liar,’ and that he should give his daughter and his nearest heir male *, as hostages, to remain in the custody of the English King for two years.

Nevertheless, in the same base instrument, he made professions of his purpose to yield due service to his liege Lord the King of Scots †, in every thing that might be consistent with the articles of this treaty, [London 17th July].

* James, the son of Sir John Douglas, afterwards known by the name of *Lord of Dalkeith*. By inheritance, by marriage, and by royal grants, he became possessed of very ample estates. See *Douglas*, *Peerage of Scotland*, p. 490. I have some reason to suspect that Froissart mistook him for the *Earl of Douglas*; if so, the confident assertion of that writer, who pretended to have been personally acquainted with the Earl of Douglas, has led me into an error. See *Remarks on the History of Scotland*, c. 3.

† “ Et est l’entencion que le dit Monsieur William puisse ‘ touz jours faire son *devoir* devers son Seigneur lige, et totes ‘ choses qui ne sont contraires a cestes alliances ;” *Foedera*, T. v. p. 739. It would have puzzled the most able feudalist to discover what that *devoir* could be; for Sir William Douglas had agreed to fight the battles of the King of England and his successors, even against the auxiliaries of his liege Lord, and never to give counsel or aid against the King of England, even in behalf of his own nation. He had expressly stipulated a neutrality for his own estate; he had virtually engaged to facilitate the entry of the English into Scotland at all times; and he had submitted to hold his lands of the English King. These were feudal delinquencies inconsistent with the service of his liege Lord. Some readers may think that there was no occasion for entering into so minute a detail of a private covenant between Edward III. and a Scottish Baron; but the articles of this singular treaty could not be abridged, and they tend to explain the policy of Edward III. and the real character of the Knight of Liddesdale.

And thus, in an evil hour, did Sir William Douglas at once cancel the merit of former achievements, and, for the possession of a precarious inheritance, transmit his name to posterity in the roll of time-servers and traitors.

1353.

Foed. xiv. Duncan M'Dowal, a powerful chief in Galloway,
15. was the hereditary enemy of the house of Bruce, and bound by fealty to England. William Lord Douglas penetrated into Galloway, and either by force or persuasion, induced M'Dowal to renounce England for ever, and to acknowledge the sovereignty of the King of Scots. Edward ordered the estates of M'Dowal to be seized, and his goods confiscated *, (18th August.)

Foed. v. The treaty for the release of the King of Scots
756. was renewed. By permission of Edward he came
Knyghton, to Newcastle, where commissioners from the two
2606. kingdoms held fruitless conferences. It is said that the Scots suspected that their King, under the influence of English counsels, was prone to barter the national independency for his own freedom. And it is added, that they refused to contribute to his release, unless he consented to withdraw him-

* *Fordun*, L. xiv. c. 15. says, "Willelmus de Douglas—collecta multitudine non modica armatorum, secessit in Galweiam, ubi sic finaliter tractavit, quod Dovenaldum M'Dowal, et totam terram Galweiae, ad fidem Regis retraxit." He adds, that M'Dowal swore fealty to the King of Scots in the church of Cumnock; in presence of the Stewart, and that he faithfully persevered in his allegiance. Fordun seems to place this event in 1356; but I have placed it in 1353, on the authority of an instrument in *Foedera*, T. v. p. 759. which begins thus, "Quia Duncanus [in Fordun *Dovenaldus*] Magdowail, contra fidelitatem et sacramentum nobis per ipsum praestita, Scotis inimicis nostris contra nos jam adhaesit." &c. [18th August 1353.] By *Galweia* in this place is to be understood the interior Galloway, called sometimes by our writers, *Insula Scotis inimica*.

self from evil advisers, and to grant an ample indemnity for all offences committed in Scotland since his captivity. This last report has a probable appearance, for there were many and mighty offenders who had cause to dread the restoration of their sovereign.

The Knight of Liddesdale, while hunting in For. xiv. 8. Etrick forest, was way-laid and assassinated by his kinsman and godson William Lord Douglas, in revenge, as was said, for the murder of Ramsay and Berkley, [August, at a place called *Galvord*.] Fordun bestows this eulogy on the Knight of Liddesdale: "A hardy soldier he was, and one who had endured much in defence of the liberty of the kingdom: Skilled in war; faithful to his promise; the scourge of the English; and a wall of defence to Scotland." So little suspicion had Fordun of the foul alliance with Edward III.

There are no descendants of the Knight of Liddesdale.

1354.

At length a treaty for the ransom of the King of Scots was concluded, (Newcastle, 13th July.) Foed. v. 793, The ransom was fixed at 90,000 merks Sterling; to be paid at the rate of 10,000 merks annually, for nine years: During that space, there was to be a truce between the two nations, and in it all the allies of England, and especially Balliol, were included.

Twenty young men of quality were to be given as hostages. It was provided that the King of Scots, the bishops, and prelates, and all the nobles of Scotland, should become bound after the strictest form that could be devised *, as well for payment

* "En la meillour manere et fourme comme homme sa-
vera plus seurement deviser par selon;" *Foedera*, T. v. p.

of the ransom, as for observance of the truce; and, in like manner, the merchants and burghesses of Aberdeen, Perth, Dundee, and Edinburgh, for themselves, and for all the other merchants in Scotland.

In case of any delay in payment, additional hostages were to be given; and in case of failure in performance, the King of Scots was to be delivered back to the English.

Foed. v.
812. This treaty was ratified by commissioners from Scotland, (12th November,) and by Edward III. and his son the Prince of Wales, (5th December.)

Ibid. 788. It is certain, that, about this time, the English King negotiated with Balliol, as well as with David Bruce; but to what particular end is unknown.

Ibid. 760. He obtained possession of Hermitage Castle by treaty with Elisabeth, the widow of Sir William Douglas of Liddesdale*, (8th October.)

793. This treaty contains many provisos respecting the hostages, which would not afford entertainment or instruction to the reader. One clause, however, is of a singular nature, and deserves to be remembered. It was provided, that on payment of the first moiety of the ransom, [2d February 1354-5,] the eldest son of the Earl of March, an hostage, should be exchanged for the eldest son of the Stewart, and that, on payment of the second moiety, the eldest son of the Stewart should be exchanged for his brother Walter, if alive, and if not, for another of the sons of the Stewart [un autre de ses filz.] This seems to imply, that, in 1354, the Stewart had, at least, four sons. The English commissioners engaged to use their good offices for procuring the liberty of Walter de Haliburton, David de Annand, and Andrew Campbell, without ransom. The reader cannot fail to remark, that the merchants and burghesses of Aberdeen, Perth, Dundee, and Edinburgh became bound, not only for themselves, but for all the merchants in Scotland.

* Edward had appointed commissioners to treat with her, 14th October 1353; *Foedera*, T. v. p. 760. The treaty,

About this time, the Scottish government injudiciously debased the coin. Edward issued a proclamation forbidding its currency in England, and ordered it to be taken as bullion only, (12th March 1354-5.) The preamble of this proclamation will seem strange to those who are unacquainted with the state of the two nations about the middle of the fourteenth century. "The antient money of Scotland," says Edward, "was wont to be of the same weight and alloy as our Sterling money of England, and, on that account, had currency with us; yet, of late, money, bearing the resemblance of the antient money, has been coined in Scotland of less weight, and of baser alloy, and begins to have currency, whereby the English nation will be deceived and wronged *," &c.

however, was not adjusted until October 1354. Edward made a grant to her of Liddesdale and Hermitage Castle for life; and he promised, if she married an Englishman, to enlarge the grant to her and her husband, and to the heirs of the marriage. And thus the heirs of the Knight of Liddesdale were excluded, contrary to the treaty between him and Edward III. while the heirs of his wife by another husband were let in. The lady did homage, and swore fealty to Edward, and consented to admit and pay an English garrison. But it was provided, that, if she married an Englishman, he should have the command of the garrison. Not long after, she married Hugh Dacre, brother of William Lord Dacre. He was appointed keeper of Hermitage Castle, 1st July 1355; *Foedera*, T. v. p. 818.

Edward also became bound, on his attaining the sovereignty of Scotland, to put the lady in possession of whatever lands belonged to her of right, [probably, as the daughter and heiress of Sir John Graham of Abercorn.] *Lastly*, It was covenanted, that the treaty with her deceased husband should be annulled, and that her daughter and the heir-male of her husband, hostages for the performance of that treaty, should be delivered back, [8th October,] *Foedera*, T. v. p. 804; but this last was superfluous, for the term during which they were to remain as hostages had already expired.

* "Licet antiqua moneta Scotiae ejusdem ponderis et alliaie, sicut fuit moneta nostra Sterlingi Angliae, ante haec

1355.

Fordun,
xiv. 9.

A truce between the two nations, for the long term of nine years, would have proved prejudicial to France; and therefore the French King employed his utmost endeavours to frustrate it. He sent Eugene de Garencieres to Scotland with a small but chosen body of soldiers †, and, which was of more importance, with a considerable sum of money ‡. This money was to be distributed among the Scottish nobility, on condition of their renewing the war, (April.) “The Scots,” says Fordun, “are wont, for the sake of any present gain, to overlook all future inconveniencies *.” They accepted the French offers, and consented to dissolve the truce, and invade England.

For.xiv.10.
ScalaChron
i. 565.

The Earl of March, who had assisted at the treaty with England, appears to have been singu-

‘tempora esse consueverit, propter quod in regno nostro Angliae habuit cursum suum; quia tamen quaedam moneta, dictae antiquae monetae similis et conformis, quae in pondere minor et allaia debilior existit, in dicto regno Scotiae de novo est cussa, et in regno nostro suum cepit cursum,’ &c. *Foedera*, T. v. p. 813.

† “Post festum Paschae venit quidam miles nobilis et expertus armis, nomine Eugenius de Garencieris, cum quibusdam militibus praelectis et valentibus armigeris, numero sexaginta;” *Fordun*, L. xiv. c. 9.

‡ Ten thousand merks, according to *Scala Chron.* ap. *Leland*. T. i. p. 564; but, according to *Fordun*, L. xiv. c. 9: forty thousand gold *moutons*. This gold coin had the impression of the *Agnus Dei*, which the vulgar mistook for a sheep; hence it got the ridiculous name of *mouton*. *Gaguin*, *Hist.* L. ix. fol. 152. b. says, “Muttonus, id enim monetæ aureae nomen erat, quia arietis effigiem, quem *muttonem* Franci dicunt, sculptam haberet;” he supposes that it had the impression of a ram; *mouton*, in propriety of speech, is a wedder. This coin was originally of the value of 12 sols 6 deniers of fine silver.

* “Qui crebro per denarium amittunt solidum;” *Fordun*, L. xiv. c. 9. literally, “who often for a penny lose a shilling.”

larly active in forwarding the negotiations with France, whether from ambition, or avarice, or levity of mind, is uncertain.

The Northumbrian borderers had made a predatory incursion into the territories of the Earl of March. Eager to seize any fair pretext for hostilities, the Earl ordered Sir William Ramsay of Dalwolsy to enter England, pillage Norham, and lay waste the adjacent country. Ramsay obeyed, and insultingly drove off his spoils, in view of Norham castle. The keeper, Sir Thomas Gray, sallied out with a body of cavalry to chastise the spoilers. Ramsay fled; Gray pursued him across the Tweed, and fell into an ambush which the Earl of March and the French commander Garenquieres had laid in concert with Ramsay. Gray, perceiving himself beset on every side, commanded his horsemen to dismount, and led them on to a desperate attack. But personal valour, admired and praised even by enemies †, could not break through those toils in which rashness had entangled him. He was made prisoner, together with his eldest son, and James Dacre, and many other brave men. Few of the English escaped. Of the Scots, John de Haliburton, a commander of approved fidelity and courage, was slain, (August, at Nisbet.)

Thomas Stewart Earl of Angus, having collected some ships, approached Berwick in the night, Ford. xiv.
10. Scalh
Chr. i. 55. landed his forces silently, and scaled the walls on the side next the sea; while on the land side *, the

† “ Animas suas in propriis manibus committebant, Scotis viriliter resistentes;” *Fordun*, L. xiv. c. 9. “ Yet for all that, Gray with his men lighting upon foot, set upon them with a wonderful corage, and killed mo of them than they did of the English men;” *Scala Chron.* T. i. p. 565.

* “ By treason,” says a MS. in the library of Peter’s house, Cambridge; *ap. Leland*, T. i. p. 579.

Earl of March, with the French auxiliaries, seconded the attack. The inhabitants fled into the castle, and abandoned to pillage a town become opulent through the tranquillity of twenty years, [about the beginning of November *.] The tower called *Douglas Tower* still remained in the possession of the English. John Copland, who commanded on the eastern borders, attempted, in consequence of the access by *Douglas Tower*, to dislodge the Scots from their new conquest. The Scots repulsed him, and won the tower. Elated with this success, they assaulted the castle; but that enterprise far exceeded their strength. The Regent came to Berwick, and provided, as well as the situation of affairs could allow, for its defence. He thanked the French auxiliaries for their good services, and dismissed them to their own country.

It appears singular that the Regent thus dismissed the French auxiliaries, after they had performed good service at Nisbet, as well as at the storming of Berwick, and especially at a juncture so critical, and in the depth of winter. An English historian
 Knighton 2568. accounts for it, by observing, that "the French 'could not submit to live after the country fashion†."

* All historians seem agreed that the surprise of the town of Berwick happened about the beginning of November. In *Scala Chron.* ap. Leiand, T. i. p. 565. this event is placed *twenty-one days* after the ambush at Nisbet. Holding this computation to be just, the ambush at Nisbet ought to be brought down to the beginning of October, instead of being placed in August, as has been done on the authority of Fordun. Hector Boece has comprehended the history of Scotland, between the battle of Durham and the surprise of Berwick, in a single page, T. xv. fol. 325. a. The little that he says is taken from Fordun; but he has varied the narrative according to his own fancy. Thus, for example, he speaks of the Knight of Liddesdale having been assassinated by one William Douglas; 'a Willelmo quodam Douglass.'

† "Nescientes vivere secundum morem patriae, cito repatriaverunt; Knighton, p. 2608. In writing history,†

And, indeed, the French, although eminently skilled in the elegancies of life, have seldom acquired the important art of appearing easy while from home.

Edward III. having returned from France, (18th November,) assembled an army for recovering Berwick, before the Scots could have leisure to strengthen its fortifications. He invested the town: Articles of capitulation were speedily adjusted, and the Scots had liberty to depart with all their effects, (13th January 1355-6.)

Barnes 486.
Foedera, v. 828.
Ford. xiv. 12.
Yp. Neust. 521.

Balliol, weary of being the nominal sovereign of a people among whom he had no authority, resolved to renounce Scotland for ever.

He made an absolute surrender to Edward III. of all his private estates in Scotland, (at Roxburgh, 20th January 1355-6 †.)

Foedera v. 833.

On the same day, he made an absolute surrender to Edward III. of the kingdom and crown of Scotland, "by delivery of a portion of the earth of Scotland, and also by delivery of his golden crown." These were considered as the proper feudal symbols of possession given, [at Roxburgh, 20th January 1355-6.]

Ibid.

have industriously avoided the refinements of conjecture; and therefore, I shall, on this occasion, barely hint, that the Stewart might possibly have wished to rid himself of the French auxiliaries. They were particularly connected with the Earl of March, in whom the Stewart could place no confidence; and their remaining in Scotland would have proved an obstacle to the renewal of the negotiations with the English.

† His principal estates lay in Galloway; *Foedera*, T. v. p. 833. He had also some lands in Annandale; and he held Lauderdale by virtue of a grant from Edward III.; *Foedera*, T. v. p. 632.

Balliol judged it incumbent on him to publish to the world the reasons which occasioned this surrender. They are here collected from the various instruments drawn up at that time, and they are *eleven* in number.

1. The many great favours, and distinguished marks of honour, bestowed on him by the English King. 2. Balliol's especial affection towards the English King. 3. The near relation by blood in which they stood to each other*. 4. The ingratitude, and the obstinate rebellion of those his relations who stood next in succession to the crown. 5. That his own right to the crown might not altogether perish. 6. That its opposers might not escape with impunity. 7. The various and imminent dangers, spiritual as well as temporal, in which his subjects were involved through the prevalency of rebellion. 8. The feebleness of his body by reason of the approach of old age. 9. The evils which might arise from a disputed succession after his death. 10. His expectation, that, through the valour of Edward, the wicked would at length be overcome; and, through his wisdom and clemency,

* The nature of their relation will be discerned from the following pedigree:

2. Hugh le Brun, = ISABELLA D'ANGOULESME, = 1. John King of England.
Count de la Marche.

John E. Warren. = Alicia,

John Balliol = Isabella.

Edward Balliol.

Henry III.

Edward I.

Edward II.

Edward III.

the good protected. And, *lastly*, in order to promote union, for the mutual strength, safety, and advantage of the two nations.

To this instrument of surrender, a clause was added of the following import: "And we, and
' our heirs, shall warrant against all mortals, for
' ever, the said kingdom and crown of Scotland,
' the Isles, and all other the premises, with their
' whole pertinents, to the said Edward our cousin,
' and his heirs and assigns *." Foed. v.
832.

It must appear exceedingly strange, that Balliol, when deprived of the possession of the kingdom of Scotland, and despairing to regain it, should have made it over to another, 'with absolute warranty.'

In return for this surrender, Edward became Ibid. 836. bound to pay five thousand merks to Balliol, and to secure him in an annuity of two thousand pounds Sterling, [at Bambergh, 20th Jan. 1355-6 †.]

The fate of Edward Balliol was singular. In his invasion of Scotland, during the minority of David Bruce, he displayed a bold spirit of enterprise, and a courage superior to all difficulties. By the victory at Duplin he won a crown; some few weeks after, he was surprised at Annan, and lost it. The overthrow of the Scots at Halidon, to which he signally contributed, availed not to his re-establishment. Year after year he saw his partisans fall

* Et nos et haeredes nostri, dicta regnum et coronam Scotiae; Insulas, et omnia alia praedicta, cum suis pertinentiis universis, praefato Domino et consanguineo nostro, haeredibus et assignatis suis, *contra mortales omnes warrantizabimus et in perpetuum defendemus;* " *Foedera*, T. v. p. 833.

† From the instruments executed on this memorable 20th January 1355-6, it appears that Edward III. and Balliol were, on the same day, at Rokeburgh and Bamberough. It is probable, that the treaty was concluded at Bamberough, and that the parties afterwards went to Rokeburgh to give and to receive livery and sasine.

away, and range themselves under the banners of his competitor. He became the pensioner of Edward III. and the tool of his policy, assumed and laid aside at pleasure: And, at last, by the surrender at Rokesburgh, he did what in him lay to entail the calamities of war on the Scottish nation, a nation already miserable through the consequences of a regal succession disputed for threescore years. The remainder of his days was spent in obscurity; and the historians of that kingdom where he once reigned, knew not the time of his death. He died childless, [1363.]

Abercrom.
ii. 109.
Knyghton,
2627.

Knyghton,
2611.
Fordun,
xiv. 13.

Edward, after having received the solemn surrender of Balliol's rights, remained at Rokesburgh for some days. He sullered himself to be amuled with hopes of the submission of the Scottish barons; but perceiving at length, that they only sought to gain time, and that they had no purpose of acknowledging his authority, he resolved to extort their obedience, and he led his numerous forces into East Lothian. The Scots had not failed in their wonted precaution of driving off the cattle, and removing every sort of provisions beyond the reach of the enemy. Edward ordered a fleet of victualers to attend him in the frith of Forth; but his ships were dispersed by a tempest, and many wrecked. As he advanced, his difficulties increased. Flying parties of the Scots infested him on all sides, and embarrassed his march. Edward, enflamed by disappointment and rage, desolated the country, and laid every town, village, and hamlet, in ashes. More resembling the frantic JOHN, than the conqueror at Cressy, he spared not the edifices consecrated to religion*. It behoved him to retreat;

* "Combusto burgo et toto monasterio, ac solemnī ecclesiæ
'Fratrum Minorum de Hadington, opus certe quod sumptuo-

and, while part of his army was passing by the borders of Etrick forest, Lord Douglas set upon them, and slew great numbers. This inroad happened about the time of the feast of the Purification; and hence it was long remembered as an aera among the vulgar in Scotland, under the name of *the burnt Candlemas*.

‘ sum erat mirique decoris, ac totius patriae illius solatium
 ‘ singulare, cujus chorus quidem, ob singularem pulchritudinem
 ‘ et luminis claritatem, *Lucerna Laudoniae* communiter voca-
 ‘ batur, direxit iter suum per Laudoniam, circumquaque cuncta
 ‘ comburens et devastans, et nihil pro posse salvans, usque ad
 ‘ burgum de Edinburgh perveniret. A quo abcedens, et om-
 ‘ nia combustibilia incinerans, propterea vulgo *le Burnt Candle-*
 ‘ *mas* data datur, ad propria sine honore remeavit;” *Fordun*,
 L. xiv. c. 13. To the same purpose the English historians
 speak: ‘ King Eduarde went beyond Lambremore in Lownes,
 ‘ destroying the country on to Edinburg;’ *Scala Chron.* ap.
 Leland. T. i. p. 566. ‘ Super hoc Rex carpit iter versus
 Edynsborgh cum iis aciebus, et destruxerunt patriam per viii
 ‘ leucas in circuitu, et succenderunt igne et flamma;’ *Knyghton*, p.
 2611. Some of the English historians, as Walsingham and
 the Continuator of Murimuth, have altogether suppressed this
 savage and inglorious expedition. As to the fact of Edward
 having burnt churches, Barnes bluntly says, ‘ I believe it not,
 ‘ because of that notable success which followed his arms this
 ‘ year in France;’ *Edward III.* p. 491. Mr Hume says,
 ‘ Balliol attended Edward on this expedition; but finding that
 ‘ his constant adherence to the English had given his country-
 ‘ men an unconquerable aversion to his title, and that he him-
 ‘ self was declining through age and infirmities, he finally re-
 ‘ signed into the King’s hands his pretensions to the crown of
 ‘ Scotland;’ *History of England*, v. ii. p. 210. If there is no
 inaccuracy in the language of the historian, he erroneously
 imagines that Balliol made the surrender *after* the expedition
 into Scotland. That Balliol attended Edward into Scotland,
 is exceedingly improbable, and it is a circumstance not record-
 ed by old historians of either nation. Barnes, indeed, has
 asserted it, but without quoting any authority; p. 491. And
 Tyrrel has transcribed the passage from Barnes, without even
 quoting him, v. iii. p. 592. Thus is history written!

Foed. v. 846 After having been thus foiled, Edward issued an ostentatious proclamation, intimating, that he was resolved, as Sovereign of Scotland, inviolably to maintain the antient laws and the usages of that kingdom, [15th March 1355-6.]

1356.

For. xiv. 15. After Edward's retreat, the Scots expelled his partisans from the west marches. Roger de Kirkpatrick stormed the castles of Dalswinton and Car-laverock, and obtained possession of Nithsdale: And John Stewart, eldest son of the Regent, obliged the inhabitants of Annandale to yield submission to the Scottish government. About this time, also, according to Fordun, it was, that Lord Douglas reduced Interior Galloway.

Foed. v. 847. The affairs in France required the whole attention of Edward. He now expressed his willingness to enter into a treaty with the Scots, not only for the ransom of their King, and for a cessation of hostilities, but also for a perpetual peace *. William de Bohun, Earl of Northampton, warden of the marches, with others, were appointed commissioners, (25th March 1356.)

Ibid. 849. Lord Douglas made a treaty with the warden. He became bound not to molest the English while they abstained from hostilities against his estates, and those of the Earl of March, (17th April.) This cessation of arms was to continue untill the ensuing Michaelmas. Within that period he might have accomplished a pilgrimage which he had undertaken into foreign parts. Other objects, how-

* “ Ad tractandum et concordandum cum praelatis, nobilibus, et popularibus regni Scotiae, adversariis nostris, de redemptione et de liberatione David de Bruys, prisonarii nostri, ac de treugis sive sufferentiis guerrae, et de sua pace, ac ligis et perpetuis amicitiiis, inter nos et ipsos nostros adversarios nostros incundis ;” *Foedera*, T. v, p. 847.

ever, more suited to his temper, and his profession of arms, diverted him from this fashionable expiation for crimes.

The eyes of all men were turned towards France. The Black Prince had imprudently penetrated into that country with forces disproportioned to those of his antagonist. John, the French king, assembled a formidable army to intercept him in his retreat. The Scots, who at that time enjoyed a momentary tranquillity at home, crowded from every quarter to the French standard. Lord Douglas, forgetful of his religious pilgrimage, offered his sword to the French King. He was received with distinguished honours †, and his service was accepted. The French and the English encountered in the vineyards of Maupe-
Ford. xiv. 16.
Scala Chr. ap. Leland. i. 567.
 tuis, not far from Poitiers, (19th September.) The event of that day is well known. Great carnage was made of the Scots. Lord Douglas, after having been wounded, was forced off the field by his surviving companions *. Archibald Douglas, a warrior eminent in our history, fell into the power of the enemy; but, by the extraordinary
For. xiv. 17.
 presence of mind of Sir William Ramsay of Col-luthy, he was concealed, and escaped unknown ‡.

† "Was made knight of his hande;" *Scala Chron.* ap. Leland, T. i. 567. To say that a person received the honour of knighthood, is, in modern language, uninteresting, and sometimes it is ludicrous. This must always be the case when names and ceremonies are retained, while, from a total change of manners, that which gave dignity to such names and ceremonies is forgotten by the vulgar.

* *Froissart*, T. i. c. 162. says, that Lord Douglas left the field as soon as he perceived that the English had the advantage, "because he dreaded being their prisoner; car nullement ne vouloit estre prins des Anglois, ains eult plus cher estre occis."

‡ The story, as related by *Fordun*, is curious. It shall be translated, as nearly as possible in his own manner. "Archib-

Foed. v.
831.

In a parliament held at Perth, the Scots appointed the Bishop of St Andrew's, and the Bishop of Brechin, Sir William Livingston, and Sir Robert Erskine, commissioners to treat with England, not only for the ransom of the King, but also for peace between the two nations *, (17th January 1356-7.)

* bald Douglas having been made prisoner along with the rest, appeared in more sumptuous armour than the other Scottish prisoners, and, therefore, he was supposed by the English to be some great Lord. Late in the evening after the battle, when the English were about to strip off his armour, Sir William Ramsay of Colluthy happening to be present, fixed his eyes on Archibald Douglas, and affecting to be in a violent passion, cried out, *You cursed, damnable murderer, how comes it, in the name of mischief, [ex parte Diaboli], that you are thus proudly decked out in your master's armour? Come hither, and pull off my boots.* Douglas approached trembling, kneeled down, and pulled off one of the boots. Ramsay taking up the boot, beat Douglas with it. The English bystanders imagining him out of his senses, interpolated, and rescued Douglas. They said, that the person whom he had beaten was certainly of great rank, and a Lord. "*What? he a Lord!*" cried Ramsay, "*he is a scullion, and a base knave, and, as I suppose, has killed his master. Go, you villain, to the field, search for the body of my cousin, your master, and when you have found it, come back, that, at least, I may give him a decent burial.*" Then he ransomed the feigned serving-man for forty shillings, and having buffeted him smartly, he cried, *Get you gone; fly.* Douglas bore all this patiently, carried on the deceit, and was soon beyond the reach of his enemies." This story, as to some of its circumstances, may not seem altogether probable; yet in the main, it has the appearance of truth. Had I been at liberty to vary the narrative, I would have made Ramsay suspect, that the feigned serving man had stripped his master, after he had been slain or mortally wounded. This Archibald was the natural son of the renowned Sir James Douglas, slain by the Saracens in Granada; *Fordun*, L. xiv. c. 16.

* The commission granted in consequence of this appointment is sealed by the Stewart, Regent, in his own name, by

1357.

A truce for two years was concluded between Edward III. and the French King, (at Bourdeaux, 23d March 1356-7.) It was provided, that the Scots might take the benefit of this truce : But the Scots chose to negotiate for themselves ; and concluded a truce for six months with England, (8th May 1357.)

Foed. iv. 3.

Ibid. 15.

During this season of public tranquility, when no enemies were to be dreaded on the borders, Roger de Kirkpatrick chanced to entertain Sir James Lindesay as his guest at Carlawarock castle. After an evening passed in friendship and jollity, Kirkpatrick retired to rest. Lindesay burst into his chamber, and murdered him. Lindesay rode off precipitately. The darkness of that night seemed to favour his escape. Having continued his course until day-break, he perceived himself

For. xiv. 10.

two Bishops for the whole clergy, by Patrick Earl of March, Thomas Earl of Angus, and William Keith, the Marshal, for the nobility, (nomine et vice procerum et baronum,) and with the common seals of the boroughs of Aberdeen, Dundee, Perth, and Edinburgh, for all the burghesses, and whole community, (nomine et vice omnium burgensium, et totius communitatis.) The commission is granted “ de un-
 ‘ animi et expresso consensu et assensu omnium praelatorum,
 ‘ procerum, ac totius communitatis Regni Scotiae.” The commissioners are persons whose names generally appear in the negociations about that period ; William Landales, Bishop of St Andrews, Patrick de Leuchars, Bishop of Brechin, and Chancellor of Scotland ; *Keith*, Catalogue of Scots Bishops, p. 95. ; Sir William Livingston, and Sir Robert Erskine, afterwards Chamberlain of Scotland. They obtained a passport from Edward III. 28th March 1357 ; *Foedera*, T. vi. p. 12. Rymer has printed their commission as if it had been granted in January 1355-6, instead of January 1356-7. This error in a single date has occasioned considerable confusion. *Abercrombie*, Vol. ii. p. 119. did not remark the error ; and, by that means, he has exceedingly perplexed his narrative.

still in the neighbourhood of the castle. Bewil-
dered by guilt, he was seized. He was tried, and
instantly executed *, [about 24th June.]

Knyghton, 2617. Some Scotsmen, impatient of peace, equipped
three vessels, and sent them well armed to cruise
against the English in the east seas. Their course
was short: They were forced by a tempest to take
shelter at Yarmouth, with the English ships which
they expected to seize, and they were confiscated.

Foed. vi. 31. This incident, however, did not interrupt the
negotiations between the two kingdoms. David
Bruce was conveyed to Berwick, where the com-
missioners held their conferences, [August.]

The English insisted that one hundred thou-
sand marks sterling should be paid as the ransom
of the King of Scots.

Foed. vi. 39,—46. A parliament was held at Edinburgh, [26th Sep-
tember.] The nobility, the clergy, and the bo-
roughs, consented to the demand of the English.
The Regent, and the nobility present, became

* *Fordun*, L. xiv. c. 20. remarks, that Lindefay and Kirkpatrick were the heirs of the two men who accom-
panied Robert Bruce at the fatal conference with Comyn. If
Fordun was rightly informed as to this particular, and as to
the time of the murder of Kirkpatrick at Carlaverock castle,
an argument arises in support of a notion which I have long
entertained, that the person who struck his dagger in Co-
myn's heart was *not* the representative of the honourable fa-
mily of Kirkpatrick in Nithsdale. Roger de Kirkpatrick
was made prisoner at the battle of Durham in 1346; Roger
de Kirkpatrick was alive on the 6th August 1357; for, on
that day, Humphrey, the son and heir of Roger de Kirkpa-
trick, is proposed as one of the young gentlemen who were
to be hostages for David Bruce; *Foedera*, T. vi. p. 35. Roger
de Kirkpatrick, Miles, was present at the parliament held at
Edinburgh, 26th September 1357; *Foedera*, T. vi. p. 43.
And he is mentioned as alive, 3d October 1357; *Foedera*,
T. vi. p. 48. It follows, of necessary consequence, that Ro-
ger de Kirkpatrick, murdered in June 1357, must have been
a different person,

bound for the payment of this exorbitant sum; and they declared, that their obligation should be effectual against all persons of that estate. In like manner, the Bishops, having obtained the consent of their respective chapters, bound themselves, and all the rest of the clergy; and the commissioners of the boroughs bound themselves, and all the burghesses and merchants of Scotland *. To

* As the transactions in this parliament are curious, and throw considerable light on the history of those times, it may be proper to enter into a detail of circumstances: It appears, that, at first, the Scots prelates granted powers to certain persons to act for them in parliament at Edinburgh, and to concur in every thing which might be requisite for effecting the deliverance of their Sovereign. The Bishop of Aberdeen named three commissioners, one of them was John Archdeacon of Aberdeen, [John Barbour the metrical historian.] Like commissions were granted by the Bishop and Chapter of Moray, of Glasgow, and of Dunkeld, by the Bishop of Argyle, by the Chapter of Ross, by the Prior and Chapter of St Andrews, and by the Abbot and convent of Scone; *Foedera*, T. vi. p. 39. 40. These are preserved in *Foedera*, and it is probable that there were others, although now lost. It seems that this form was laid aside, and that it was judged more proper that the Bishops should become bound personally in parliament, for the whole clergy. The nobles present in the parliament at Edinburgh 26th September 1357, were,

Robert, Stewart of Scotland, the King's Lieutenant.

William Earl of Ross	David Graham Lord of Dundaff
Malcolm Earl of Wigton	William More Lord of Abercorn
Donald Earl of Lenox	Roger Kirkpatrick
Wm Douglas [Lord Douglas]	John Maxwell
Wm Keith Marshal of Scotland	Thomas Bisset
Ja. Lindefay Lord of Crawford	Patrick Ramsay

They, "de consensu et voluntate omnium Comitum, procerum, et Baronum, et communitatis regni Scotiae," appointed commissioners to appear at Berwick, and treat with the English, namely, Patrick Earl of March, Thomas Earl of Angus, William Earl of Sutherland, Thomas Moray of Bothwell, William Livingston, and Robert Erskine, [in *Foedera*, T. 6. p. 43. he is called *de Griffin*; but I suppose

the four ambassadors already appointed, the parliament added Patrick Earl of March, and Thomas de Fingask, Bishop of Caithness. Each of the three estates granted a separate commission to certain persons to appear at Berwick, and to treat with the English.

Foed. vi.
46,—52.

The treaty, which had been in agitation for many years, was at length concluded, [at Berwick 3d October 1357.] By it the King of Scots was released, after a captivity of eleven years. The Scottish nation agreed to pay one hundred thousand marks Sterling as the ransom of their Sovereign, by yearly payments of ten thousand marks, [on the 24th June.] Twenty young men of quality, and among them the eldest son of the Stewart, were to be given as hostages; and, for further security, three of the following great lords were to place themselves in the hands of the En-

that to be one of the numberless errors in transcribing, which disgrace the *Foedera Angliæ*.]

The Bishops present, were

William Bishop of Glasgow	John Bishop of Moray
John Bishop of Dunkeld	Alexander Bishop of Ross
Alexander Bishop of Aberdeen	William Bishop of Dunblane
Martin Bishop of Argyle.	

It seems that Michael Bishop of Galloway was not present; but he afterwards acceded, *Foedera*, T. vi. p. 61.

They appointed William Bishop of St Andrews, Thomas Bishop of Caithness, and Patrick Bishop of Brechin, to be their commissioners.

There were delegates present in parliament from seventeen boroughs, ranged in the following order:

1 Edinburgh	7 Coupar	13 Dumbarton
2 Perth	8 St Andrews	14 Rutherglen
3 Aberdeen	9 Montrose	15 Lanerk
4 Dundee	10 Stirling	16 Dumfries
5 Inverkeithing	11 Linlithgow	17 Peebles.
6 Crail	12 Haddington	

They appointed eleven commissioners, the same men who were the delegates in parliament for the boroughs of Edinburgh, Perth, Aberdeen, and Dundee.

glish: The Stewart, the Earls of March, Marre, Rofs, Angus, and Sutherland, Lord Douglas, and Thomas Moray of Bothwell. It was provided, that a truce should continue between the two nations until compleat payment of the ranfom.

The King of Scots, the nobility, and the boroughs, ratified this treaty, [5th October:] And the Bishops ratified it on the following day, [6th October.] Foed. vi.
52, 65.

David, immediately after his release, summoned Ibid. 68. a parliament * ; laid the treaty before the three estates, obtained their approbation, and then ratified the treaty anew, [at Scone, 6th November.]

1358.

The King of Scots had undertaken to apply to the Pope for his ratification of the engagement Ibid. 89, 90. which the Scottish Bishops had come under, subjecting the ecclesiastical revenues in payment of the ranfom. But the Pope declared, that such obligations might prove ruinous to the church, and that he could not, in conscience, ratify them by his authority ; and, therefore, he peremptorily rejected the request †, [21st June 1358.]

It appears that the King of Scots inclined to re- Ibid. 98.side in the country where he had been so long a prisoner. After having remained at liberty for a few months, he procured permission from Edward III. to visit England [14th July.] This permission was to continue in force until February 1358-9. In the course of his reign, he made many expensive, unprofitable, and impolitic visits of the like nature.

* So I understand the words, " in pleno concilio nostro apud Sconam ;" *Foedera*, T. vi. p. 68.

† Nevertheless, Edward III. by an instrument dated 24th June 1358, seems to acknowledge that the Scottish Bishops had obtained that permission which the Bull itself refuses to grant ; *Foedera*, T. vi. p. 99. Perhaps he only meant to acknowledge, that they had done every thing in their power to obtain such permission.

For. xiv. 14. Ambassadors were sent to the Pope for procuring a grant of the tenth of the ecclesiastical revenues in Scotland towards payment of the King's ransom. The Pope consented to make the grant for three years, under condition that nothing more, on account of that ransom, should be exacted from the Scottish clergy.

Alliances between France and Scotland, 20, 31. MS. Adv. Libr. Sir Robert Erskine, and Norman Lesley *, plenipotentiaries appointed by the King of Scots, entered into a negociation with plenipotentiaries appointed by Charles the Dauphin, Regent of France.

"Our nation," said the Scottish plenipotentiaries, "has maintained a long and disastrous war against England. After our Sovereign was made prisoner in battle, he might, by renouncing the French alliance, have obtained his own liberty, and peace to his people; but he rejected liberty and peace on such conditions. In full confidence of aid from France, he agreed to lay down a ransom of one hundred thousand marks Sterling, by annual payments of ten thousand marks: He gave hostages of the chief of his nobility; and he concluded a truce with England until the ransom money should be discharged. Of this sum only ten thousand marks have been paid; and, until the remainder is paid, the hostages cannot be relieved, or war recommenced. The Scottish nation is not only willing, but most able to carry on the war with vigour †, yet cannot, conveniently ‡, discharge the ransom before the terms appointed, unless by the aid of France."

* Sir John le Grant was in the commission [dated at Edinburgh, 10th May 1359;] but it does not appear that he ever acted. The King calls Norman Lesley *Armiger noster*.

† "De la quelle guerre ils avoient tres grand desir faire bonne et forte, et la pourront faire."

‡ "Le quel payement nostre dit Seigneur le Roi D'Escoffe et son Royaume ne pourroient faire bonnement devant

The Scottish plenipotentiaries reminded the French of the alliance which subsisted between France and Scotland; and concluded, by engaging "that the Scots should instantly, and vigorously, and at their own charges*, make war against the English, if the Regent, and kingdom of France, afforded the aid necessary for discharging the ransom†."

The French, by their plenipotentiaries, professed their regard for the faith of treaties; and they gently insinuated, that the Scots themselves had overlooked the terms of the alliance, by omitting to include France in the truce. They said, that, while their country was exposed to the ravages of war, and their own Sovereign a captive, they could

'les termes dessus dits.' *Abercrombie*, vol. ii. p. 124,—126. refers to this negotiation; but in many particulars he has misunderstood it. He says, that Erskine and Lesley "were commissioned to renew *the old league*, so it is expressly called, hitherto inviolably observed between the two nations." The words of the commission by David II. are: "Quod cum quaedam confaederatio amicitiae inter illustres Reges Franciae, et progenitorum nostrum, ac nos, populumque ipsum et nostrum, ab olim facta fuit, et inviolabiliter observata diutius, &c." This *old league* must imply the treaty concluded at Corbeil, 26th April 1326, between the King of France and Robert Bruce, unless the words of the commission are egregiously and wilfully misconstrued.

* The Scottish plenipotentiaries observed, that the King of France had formerly become bound to furnish the King of Scots, during war with England, the pay of five hundred armed horsemen and five hundred archers, but that the Scots were willing to release him from that obligation.

† Neanmoins si tost comme le Roi et le royaume d'Escoffe feront guerre au Roy et au royaume d'Angleterre nostre dit Seigneur le Regent et le royaume de France les aideront et conseilleront en tout ce qu'ils pourront bonnement." This general clause is transcribed from the treaty of Corbeil, 26th April 1326. But the words *comme loyaux allies*, which occur in the treaty of Corbeil, are omitted in that of Paris; *Alliances*; MS. fol. 19.

not, *conveniently*, pay so large a sum ; nevertheless, if the Scots made war against England, they would afford whatever assistance was in their power.

Although, at first, the one party demanded so much, and the other offered so little, it was finally agreed, that, on Easter day 1360, the French should pay fifty thousand marks Sterling to the Scots ; and that the Scots should renew the war with England. A ratification of the former alliance between France and Scotland was also reciprocally stipulated, (at the Louvre, near Paris, 29th June 1359.)

1360.

Foed. vi.
178.

The French and the English concluded a treaty of peace, (at Bretignay near Chartres, 8th May 1360.) By it the French King ‘renounced every alliance with Scotland, and engaged for himself and his successors, that they should not, in time-coming, aid, comfort, or favour the King, kingdom, or subjects of Scotland, or make any new alliance with them to the prejudice of the English.’ *

The English King, on his part, renounced every alliance with the people of Flanders.

Ibid. 265.

But both Kings afterwards protested, that these renunciations should only take place in the event

* This ought to be perpetually remembered ; it is the 32d article. See *Foedera*, T. vi. p. 192. “Concordatum est, quod Rex Franciae, et suus primogenitus, regens, pro ipsis et pro haeredibus suis, Regibus Franciae, in quantum fieri potest, dimittent et recedent in toto de alligantiis, quas habent cum Scotis ; et promittent, in quantum fieri potest, quod nunquam illi, vel haeredes sui, nec Reges Franciae qui pro tempore erunt, dabunt vel ferent Regi nec regno Scotiae, nec subditis ejusdem, praesentibus vel futuris, auxilium, consolamen, vel favorem contra dictum Regem Angliae, nec contra haeredes et successores suos, nec contra suum regnum, vel subditos suos, quocunque modo ; et quod ipsi non facient alias alligantias cum dictis Scotis, in futurum, contra dictum Regem et Regnum Angliae.”

Of the articles of the peace being reciprocally fulfilled, [24th October.]

A treaty for a final peace with the Scottish nation Foed. vi. 207.
was commenced, [20th August.]

In this year a singular incident occurred. David Ford. xiv. 24.
Bruce, during his captivity, had an unlawful inter-
course with one Catharine Mortimer, a native of Sca. Chron. ap. Leland. i. 578.
Wales. She came to Scotland with him, and con-
tinued for several years to be his favourite con-
cubine. She became obnoxious to some of the
nobility. They conspired against her life. Two
wretches, Hulle and Dewar, went to her residence,
pretending that they had orders to convey her to
the King. She committed herself to their guid-
ance. On the road between Melrose and Soltra,
they murdered her. Great suspicions arose that
Thomas Stewart Earl of Angus, a turbulent and
profligate person, had instigated the murderers.
The King imprisoned him in the castle of Dun-
barton; and honourably interred his beloved Mor-
timer in the chapel of the abbey of Newbottle.

1361.

The plague broke out again in Scotland, with
redoubled violence, and continued its ravages Ford. xiv. 24.
through this year. It was computed, that one-
third of the people perished in this general calami-
ty; among them were many persons of distinction.
The Earl of Angus died in his prison at Dunbar-
ton, and some of the hostages died in England*.

To avoid the infection, the King, with many of Ibid,
his nobles, retired into the northern parts of Scot-

* The King's nephew, son of the Earl of Sutherland, died
of the plague at Lincoln; *Fordun*, L. xiv. c. 25. *Fordun*
adds, that *Thomas Earl of Moray* died of the plague in Eng-
land 1361. But there existed no such person at that time.
Fordun probably meant 'Thomas Moray Lord of Bothwell'.

land. Some differences arose between him and the Earl of Marre. The King besieged and took the castle of Kildrummie, the principal residence of that nobleman, and placed a garrison in it. The Earl obtained leave to quit the kingdom; but he was soon received into favour again.

Foed. vi.
119.

Our historians are silent as to the cause of the King's displeasure against a nobleman nearly allied to the royal family: But it was probably this: The Earl of Marre had lately become bound, for a pension of six hundred marks Sterling, to serve Edward III. "in his wars, and elsewhere, against 'all men, his liege' lord only excepted." It was natural for the King to be displeased at such a treaty between one of his own subjects, and a prince still at enmity with Scotland; and he appears to have seized the first convenient opportunity of expressing his displeasure.

1362.

Walf. 179. Johanna, Princess of England, the consort of David Bruce, died *, childless.

* There is a strange diversity among historians concerning the time of the death of this ill fated lady; *Fordun*, l. xiv. c. 18. says, that she went to England in 1357, and died after she had remained there for some time, [aliquantó tempore commorata.] In *Scala Chron.* ap. Leland, T. i. p. 568. it is said, "The Quene of Scotland, sister to King Edward, came oute of Scotland to Wyndesore to speke with him, and after 'was with her mother Quene Isabel at Hertford, and there 'dyed.'" This imports that she died, either before her mother, or soon after her. It is certain that her mother died in autumn 1358.—*Fordun*, and the author of *Scala Chronica*, are in a mistake.—Queen Johanna must have lived beyond the year 1357 or the year 1358; her husband speaks of her as alive on the 21st February 1358; *Foedera*, T. vi. p. 118. Nay, more, on the 2d May 1362, a passport is granted by Edward III. to John Heryng 'the servant of Johanna Queen of Scotland, our sister;' *Foedera*, T. vi. p. 364. and, therefore, I incline to follow *Walsingham*, p. 179. who places her death in 1362.

1363.

The King of Scots, in a parliament at Scone, proposed to the three estates, that, in the event of his dying without issue, they should choose for their King one of the sons of Edward III. And he earnestly expressed his wish that the choice might fall on Lionel Duke of Clarence. This, said he, would be the means of establishing perpetual tranquility : That the Duke of Clarence would be able to maintain their national liberties ; and that the English King would renounce for ever all pretensions to the sovereignty of Scotland.

Ford. xiv.
25.

The estates instantly, and unanimously, made answer *, “ That they would never permit an Englishman to reign over them : That the proposition made by the King was ill advised : That by acts of settlement, and solemn oaths of the three estates, in the days of Robert Bruce, the Stewart had been acknowledged presumptive heir of the crown ; and that he and his sons were brave men, and fit to reign.” The King appeared to be sensible of the force of their arguments, and desisted from his proposition †.

But such a proposition, having been once made, could not be forgotten. Jealousy and distrust arose in the minds of a people who prized the national independency above all things. Many of the nobility entered into associations for their mutual sup-

* Cui breviter et sine ulteriore deliberatione aut retractione responsum fuit per universaliter singulos et singulariter universos de tribus statibus ;” *Fordun*, L. xiv. c. 25. that is, “ generally by each man, and particularly by all.”

† Something has been said on this subject in *Remarks on the history of Scotland*, c. 5. But a more accurate attention to dates has enabled me to place the transactions of this year 1363 in a clearer light. By some strange inadvertency, I quoted *Barnes*, p. 426. 427. instead of *Foedera*, T. vi. p. 426. 427. See note p. 116.

port ; and they resolved to force the King to disclaim his proposition, or, on his refusal, to expel him. The Stewart, in particular, entered into associations with the Earls of March and Douglas, the most powerful of the southern barons ; and, which is remarkable, he formed a confederacy with his own sons. We are ignorant of the precise tenor of those instruments : We may, however, presume, that they aimed at maintaining the legal succession to the crown.

Neither did the malecontents rest satisfied with such precautions : They took up arms, seized the persons whom they suspected of favouring the political views of the King, plundered the estates of the supposed traitors, and divided the spoils as if they had been in an enemy's country.

Personal intrepidity distinguished the character of David Bruce. Undismayed at the hostile appearances which he beheld on every side, he called on his people to protect their Sovereign ; and he issued a proclamation, commanding his barons to desist from their rebellious attempts. His proclamation having been received with scorn, the King had recourse to arms. Many resolute men stood forth in defence of the throne *. The insurgents now perceived the hazards to which they had exposed themselves and their country, and they sued for peace. A general amnesty was granted, under condition that the barons should renounce their associations, become bound to abstain from such pri-

* *Fordun*, L. xiv. c. 25. says, that the King of Scots expended large sums of money in paying the forces which he had drawn together, " in stipendiis illorum exposita multa pecunia." This, if true, is singular ; the finances of David Bruce must have been very low at that time ; and it is hardly possible to imagine, that he could have commanded any considerable sum of money, without assistance from England,

vate confederacies in time-coming, and renew their oaths of fealty.

Fordun has preserved the form of the obligation executed by the Stewart. It is under the penalty Ford. xiv. of forfeiting for ever all right and title to the crown 27. of Scotland, as well as to his own inheritances, and of being held a perjured man, and a false and dishonoured knight †, (at Inchmurdoch, 14th May 1363.)

And thus a dangerous insurrection, which the extravagant proposals at Scone had excited, was quelled by the fortitude and clemency of the King.

† Fordun, L. xiv. c. 27. says, that the other nobles came under like obligations, *mutatis mutandis*. "Sub isto tenore juraverunt caeteri, mutatis tamen certis terminis, prout per-sonarum qualitas exposulavit." Pity that he had not been more explicit; for then we should have seen *who* they were that engaged in this insurrection, and what confederacies they had formed. It is probable that the obligations were granted, either in parliament, or at a convention, "convocatis omnibus regni optimatibus;" Fordun, ib. The following persons appear to have been present:

- * William bishop of St Andrews
- * Patrick bishop of Brechin, Chancellor
- John Abbot of Dunfermline
- * Walter Wardlaw Archdeacon of Lothian, Secretary
- * Gilbert Armstrong Prior of St Andrews
- * Robert Erskine Chamberlain of Scotland
- Archibald Douglas
- Robert Ramsay
- * Thomas Fauvide
- * Norman Leslie
- Alexander Lindesay

} Knights

There were others present whose names are omitted by Fordun.

From this list one may form a tolerable conjecture as to the persons who, at that time, enjoyed the chief confidence of the King. Those marked with an asterisk, appear to have been employed in the secret negotiations with England.

Scarcely was the public tranquility restored, when this capricious Prince repaired to London, and again involved himself in secret negotiations with Edward III.

The two Kings were present at a conference held by their privy counsellors, [23d Nov. 1363.]

The heads of this conference were committed to writing; but it was anxiously premised, that the whole should be viewed merely in the light of a scheme or plan, and that nothing should be understood as having been either proposed on the one side, or agreed to on the other.

This singular historical curiosity is still preserved, and is of the following import:

I. In default of the King of Scots, and his issue-male†, the King of England, for the time being, to succeed to the kingdom of Scotland.

II. If this was agreed to, then the town, castle, and territory of Berwick, to be forthwith delivered to the Scots.

III. As also the castles of Rokesburgh, Jedburgh, and Lochmaben, with their respective territories.

IV. And also, in general, all lands occupied by the King of England, or those under his government, in which the late King Robert was vested and seized at the time of his decease.

V. The whole ransom-money due by the Scots to be discharged, their obligations for payment cancelled, and the hostages set at liberty.

VI. The King of England to make satisfaction to the Earl of Athole, the Lords Beaumont, Percy and Ferrars; to the heirs of Sir Richard Talbot,

† The original bears, "*sanx hoir engendre de son corps.*" But the expression at the end of the conference, "*hoir male engendre son corps,*" shews, that *issue-male* was understood,

and to all who claim lands in Scotland, whether by the gift or grant of the King of Scotland, since he became a prisoner, or otherwise, so that the present possessors may enjoy such lands, without any manner of challenge against them or their heirs.

VII. The King of Scotland to be put in possession of the greatest part of the lands and rents which his ancestors held in England, and to have an equivalent, in a suitable place, for the remainder; he performing service to the King of England for such lands only.

VIII. The name and title of *Kingdom of Scotland*, to be preserved with due honour, and proper distinctions, no union or annexation being made with England; and the King to be styled, in all public instruments, and others, *the King of England and of Scotland*.

IX. The King, after having been crowned King of England, to come regularly to the kingdom of Scotland, and to be crowned King at Scone, in the royal chair, which is to be delivered up by the English: The ceremony of the coronation to be performed by persons whom the court of Rome shall depute for that purpose.

X. Every parliament concerning the affairs of the kingdom of Scotland, to be held either at Scone, or in some other place within that kingdom.

XI. The King, at his coronation, to make oath, that he will maintain the freedom of the holy church of Scotland, so that it shall not be subjected to any Archbishop, nor to any one else, saving the Papal fee.

XII. Also, to make oath, that he will maintain the laws, statutes, and usages of the kingdom of Scotland, established under its former Kings.

XIII. Also, to make oath, that he will, in ^{no} fort, summon the people of Scotland, or force ^{them} to appear in any court, unless within the kingd^{om}, according to their own laws and usages.

XIV. Also, to make oath, that he never will consent that the Bishopricks, ecclesiastical dignities, or other benefices of the holy church of Scotland, be conferred on any, except natives.

XV. The Chancellor, Chamberlain, and Justiciary, the sheriffs, provosts, bailies, governors of towns and castles, and other officers, to be natives of the kingdom of Scotland only.

XVI. The Prelates, Earls, and Barons, and other freeholders, whether ancient or new, in the kingdom of Scotland, to be fully maintained in their privileges, lands, revenues, and offices, according to their investments and their possession.

XVII. The Earl of Douglas to be restored to the estates in England to which his father and uncle had right, or to receive an equivalent in a suitable place.

XVIII. No grants to be revoked which have been made by the present King of Scotland, or any of his predecessors.

XIX. The merchants of Scotland to use their liberties in merchandizing, and not to be obliged to go to Calais, (then the staple town for the sale of wool) or elsewhere; and to pay to the general customs, only half a mark for each sack of wool *.

* “ Que les marchans d’Eseote useroient leur franchises de marchander, et qu’ils ne seroient constrainz a aler a Calais, ne ailleurs, fors a leur voloir, et qu’ils ne paient fors demi marc du sac de laine a la grant coustume ;” *Foedera*, T. vi. p. 427. Not being perfectly certain as to the meaning of this article, I have added the words as they stand in the original, leaving my readers to judge for themselves. *Abercrombie*, v. ii. p. 131. has given a translation of this article, which I imagine to be erroneous: It runs thus, “ That the merchants

XX. The English King to make oath never to alienate the Kingdom of Scotland, or to make over any part of it to be held of the King of England, or any one else, but to preserve the kingdom free and intire, as in the days of King Robert.

XXI. His only counsellors, as to Scottish affairs, to be Peers, and Lords of Scotland.

XXII. To impose no taxes whatever, others, or otherwise, than what were wont to be imposed in the days of the former Kings of Scotland.

XXIII. The people of Scotland not to be called out to military service, otherwise than of old. After the term of forty days, during which they are bound to serve on their own charges, to receive pay according to the rank of the persons who serve, and the nature and extent of the service.

of Scotland should have full liberty of commerce and trade with the English, and that they should not be obliged to go any where, not even to Calais, the then staple port for English wool, which was their grand, and, perhaps, only commodity, but might purchase wool in England itself, upon paying but half a mark custom for the sack of it." He adds, in his commentary, "the Scots are invited to share in the commerce and wealth of flourishing and triumphant England." The expression "*useroient leur franchises de marchand,*" seems to imply no more than that the Scottish dealers, as well in buying as in selling, should have their former privileges reserved to them. They might have full liberty of commerce and trade with the English; but this could only mean in such a way as was consistent with the system of commerce established in England. If the Scots were to have full liberty to purchase, the English would have had full liberty to sell; and this would at once have annihilated the favourite institution of staples. Hence I incline to conclude, that the mention of a duty of half a mark Sterling on the sack of wool, respects what was to be paid as a duty on Scottish wool, not what was to be paid on the purchase of English wool. [The difference is exceedingly material.

XXIV. The abbeyes, and other religious houses of both kingdoms, to be reciprocally restored to their lands, revenues, and benefices.

XXV. Indemnity to all who, after fealty performed to the English King, have revolted.

XXVI. The treaty founded on this conference, to be read in presence of the people and the King, whenever he is crowned, and the King to make oath for observing all its conditions.

XXVII. The King of England to advise with his council, as to granting and confirming whatever other points, conditions, and articles, shall be demanded by the three estates * of Scotland, for the general good of the kingdom, and for the more firm establishment of lasting tranquility †.

XXVIII. The King of Scots to sound the inclinations of his people as to the subject of this conference, and to inform the English King, and his council, of the result, fifteen days after Easter next.

The two Kings having retired from the conference, their counsellors discoursed on the perplexing question of "a recompense to be made for the castles and territories, which it was proposed to yield up to the Scots, in case the treaty should be frustrated by the King of Scots leaving issue-male."

* "Les trois communalties;" *Foedera*, T. vi. p. 427.

† *Abercrombie*, V. ii. p. 132. thus translates the xxvii. article: "That the King of England was willing to grant, by the advice of his council, whatever else the three communities of the kingdom of Scotland should ask for their farther security and satisfaction." But "se voudra aviser a grantier," is far short of such a meaning. In truth, the article is merely elusory. It only implies that Edward III. would grant any other conditions that might be agreeable to himself. By mentioning *the advice of his council*, he provided against the odium of refusing his assent to any equitable modifications of the treaty.

What expedients were suggested on either side is unknown.

Happily for David Bruce, the secret of this conference was faithfully kept *. Had it been disclosed, the proposals, however cautiously expressed, would have raised a general alarm in the Scottish nation, and have proved the cause of a more formidable insurrection than that which had been lately quelled. It is probable that David, on his return to Scotland, was soon made sensible of the extravagance and impracticability of the plan digested in the conferences at Westminster.

It was, indeed, a plan equally extravagant and impracticable. It did not tend to establish the internal tranquillity, increase the importance, or secure any valuable interests of the nation; neither do the Scots appear to have stipulated advantages of moment with respect to their commerce.

According to the plan proposed, the King of England was to become the Sovereign of the Scots; and thus the line of regal succession, acknowledged in the reign of Robert Bruce, was to be broken, all the descendants of his daughter Marjory disinherited, and even the daughters of David Bruce, and all the descendants of those daughters, excluded from the throne.

No national benefit * accrued from a treaty so humiliating, and of such obvious injustice, other

* To the best of my recollection, this conference was not known till after the union of the two kingdoms, when Mr Rymer published it in the sixth volume of *Foedera Angliae*.

* I say, "no other national benefit," for it is evident from the difficulty suggested at the end of the conference, that the English would never have surrendered Berwick, &c. until the King of England had become possessed of his new kingdom. The reader will remark, in the minute of the conference at Westminster, an affected repetition of the

than a discharge of the sums still due for the ransom of the King of Scots.

The only visible motives which could have induced the King of Scots to ratify such articles, are, the jealousy which he might have conceived of the Stewart, as a person who was more respected in Scotland than himself, and the impatient desire of securing his own liberty. It will be remembered, that he had come under the most solemn engagements to return to his prison, if the ransom was withheld; and he might possibly have discerned, that his subjects were either unable, or unwilling, to make regular payments of a sum so exorbitant.

As he had no children, the exclusion of his own daughters was a very distant contingency. And, if resentment, and the love of ease, were his motives, every distant contingency would be disregarded †.

For. xiv. 28.
Scala Chro.
ap Leland.
i. 579.

About this time it was that the King of Scots married Margaret Logie, a woman of singular beauty ‡. This unequal alliance proved unhappy.

phrase, *the kingdom of Scotland*. Perhaps the Scottish negotiators imagined, that the phrase was sufficient to secure the independence of their country. But the clause concerning military service, would of itself have had the consequence of rendering the Scottish nation dependent, and of exhausting all her force, in the warlike enterprises of an English Sovereign.

† I formerly imagined, that the proposal made by David II. to his parliament, was in consequence of the negotiations at Westminster in November 1363. But the dates are so distinctly marked in Fordun, and the argument from the nature of the obligation granted by the Stewart, in May 1363, is so cogent, that I do not see how that hypothesis can be supported.

‡ In one MS. of Fordun she is called *the daughter*, and in another, *the widow* of John Logie. In the MS. of Fordun, which Hearne used in his edition, she is called "magna do-

The King of Scots made another visit to Eng-^{Foed.vi435}land, [February 1363-4,] under pretence of performing his devotions at the shrine of the Virgin at Walsingham *.

1364.

The history of Scotland, from the year 1363 to the end of the reign of David II. affords few interesting occurrences; and even these are, in general, imperfectly related.

John King of France died, (at London 8th^{Knyghton,} April.) He was succeeded by his son *Charles*.^{2627.}

1365.

At first, the annual payments of the ransom settled for the King of Scots, had been made with tolerable regularity †; but for some years past, they

* *mina, honestis ac nobilioribus orta natalibus.* Boece, L. xv. fol. 327. a. says, that her father was *Sir John Logie*. In *Foedera*, T. vi. p. 576. there is a passport to "*Johannes de Logy de Scotia, cum xii equitibus*," [26th October 1367.] Be her parentage what it will, all writers agree that she was exceedingly beautiful. The author of *Scala Chron.* ap. Leland, T. i. p. 579. says, "the King of Scottes took to wife, *by force of love*, one Margaret de Logy." Fordun, or rather his interpolator, on mention being made of Margaret Logie, runs out into an extravagant digression concerning bad wives; L. xiv. c. 28,—32. There are some passages in that digression capable of forcing a smile from the severest readers.

* At the same time, Margaret, his consort, obtained a passport to visit the shrine of Thomas à Becket; *Foedera*, T. vi. p. 435. The king of Scots visited England almost every year. See *Foedera*, T. vi. p. 451, 463, 497, 582, 613, 651. He had generally a numerous retinue. In January 1368-9, there were 100 horsemen in his train, and 60 in the train of his consort; *Foedera*, T. vi. p. 582. Such frequent journeys, undertaken in so great state, must have been exceedingly expensive. They were not fit to be undertaken by David Bruce, who ought to have studied, by frugality, to ease his affectionate and loyal subjects of the burden of his ransom.

† The following payments were made: 1358, 24th June, 10,000 marks; *Foedera*, T. vi. p. 92. 1359, 30th October,

had ceased. Probably the negotiations for a surrender of Scotland had made the English King less importunate, and the Scottish less attentive as to the ransom; but the negotiations being now at an end, Edward demanded the arrears and the penal sums incurred through failure in payment.

Foed. vi.
468.

This produced a new treaty, by which the King of Scots obliged himself to pay one hundred thousand pounds Sterling*, at the rate of 6000 marks annually, on the 2d of February, until the whole should be cleared. The truce between the two nations was prolonged to the 2d of February 1370-1, (12th and 20th June 1365.)

1367.

Fittedden
MS. Collec-
tions.

About this time, committees of parliament, with parliamentary powers, were introduced, under the pretence of general conveniency. From them the institution of *The Lords of the Articles* appears to have had its origin †.

3000 marks; *Foedera*, T. vi. p. 142. 1359, 23d December, 2500 marks; *Foedera*, T. vi. p. 151. Date uncertain, 4500 marks; *Foedera*, T. vi. p. 197. 1360, 24th June, 10,000 marks; *Foedera*, T. vi. p. 201. In all 30,000 marks.

* It is probable, however, that this was of the nature of a penal sum, and that, if the King of Scots faithfully observed the treaty on his part, the sum was to be restricted to 80,000 marks. Certain it is, that the method of accounting which ensued was on such principles. There is some obscurity in the transaction, owing to this, that *all* the mutual obligations between the two Kings have not been published in *Foedera*. In *Calendars of Ancient Charters*, p. 228. 39no Edward III. there is this title, *de quibusdam conditionibus contentis in treugis*. This is, probably, the instrument wanting.

† “ A. D. 1367. Apud Sconam convocatis tribus com-
munitatibus regni congregatis ibidem, certae personae electi
fuerunt per eosdem ad parlamentum tenendum, data aliis
causa autumnii licentia ad propria redeundi; quidam ex
parte cleri, quidam ex parte baronum, quidam ex parte bur-
gensium, electi sunt.

“ Parliamentum apud Perth; 6. March 1368, cum super
certis punctis praefens parlamentum fuerit ordinatum tene-

1369.

The truce between the two nations was prolonged for the farther space of fourteen years, and it was agreed that the residue of the ransom-money should be cleared by annual payments of 4000 marks *, (20th July.)

In this year an act of parliament was made of the following tenor: "No justiciary, sheriff, or other officer of the King shall execute any order, whether under the great-seal, privy-seal, or signet, if

Foed. vi.
632.Stat. Da.
vid II. 18.

* ri, electi fuerunt certae personae ad ipsum parlamentum tendendum, data licentia aliis recedendi.

"Parlamentum apud Perth, 18. Feb. 1369, anno regni Davidis 40. Quum fuerit inexpediens quod universalis communitas ad deliberationem intenderet seu expectaret, electi fuerunt quidam, ad generalem et unanimum consensum et assensum trium communitatum congregatarum, ad ea quae concernunt communem iustitiam, judicia contradictoria et querelas alias, quae per parlamentum debeant determinari, discutenda, et alii *per eos communes et alias communitates* [Qu.] electi ad tractandum et deliberandum super certis et specialibus ac secretis regni et regis Davidis negotiis, antequam veniant ad notitiam dicti concilii generalis, et quod judicia contradictoria proponuntur penultimo die parlamenti vocatis partibus et facta de premissis relatione solenni sententialiter sit pronunciatum, secundum leges et consuetudines regni."

* While the annual payments of the ransom were made at the rate of 6000 marks, according to the second treaty, there were paid the following sums; 1366-7, 2d February, 6000 marks; *Foedera*, T. vi. p. 493. 1367-8, 2d February, 6000 marks; *Foedera*, T. vi. p. 550. 1368-9, 2d February, 6000 marks; *Foedera*, T. vi. p. 585. 1369-70, 2d February, 6000 marks; *Foedera*, T. vi. p. 601. In all 24,000 marks.

The King of Scots, in the third treaty, says, that 56,000 marks were still due. 24,000 marks added to that sum make up the 80,000 marks, which I understand to have been exigible, according to the second treaty.

The 56,000 marks were at length compleatly paid, and a discharge in full was granted by Richard II. in the 7th year of his reign, [1st December 1383,] *Foedera*, T. vii. p. 417. For an account of the various payments, the reader may consult *Foedera*, T. vi. p. 648, 689, 734. T. vii. p. 26, 40, 68, 113, 152, 208, 271, 417.

‘such order be against law; but, whenever, it is
‘presented to him, he shall indorse it, (or note it),
‘and in that form return it *;’ (at Scone, 18th
February 1369-70.)

Char. Mor.
i. 80.

An act was also made revoking all late grants
by which any persons were exempted from bearing
their share in public burdens, and in the services
due to the King †.

For. xiv. 34.

The King of Scots, yielding to the suggestions
of his consort, imprisoned the Stewart and his three
sons, John, Robert, and Alexander. This impris-
onment of *the heir presumptive* and his children, is
a singular event in a reign full of strange incidents,
and yet it is mentioned by one historian alone †.

1370.

Ibid.

The power of Margaret Logie over the uxorious
but fickle monarch, was of short endurance. Dis-
gusts and bitter animosities arose between the King
and his consort. He applied to the Scottish bishops
and obtained a divorce ||. Margaret Logie escaped

* “Nullus justiciarius, vicecomes, aut aliquis alius minif-
ter Regis, faciet executionem alicujus mandati sibi directi,
sub quocunque sigillo, magno, secreto, vel parvo, seu signeto
in praejudicium juris. Sed, si quid tale fuerit praesentatum,
indorfet et indorfatum remittat;” *Stat. David II. c. 18.*
The date is added from a MS. in my possession.

† “Statutum est a Rege David, ex deliberatione parlamen-
ti, communi utilitate pensata, quod omnes libertates de novo
concessae generaliter revocentur, sic scilicet quod ad servicia
Domini Regis contribuant, conserviant, et opera subeant
cum vicinis;” *Chart. Morav. Vol. i. fol. 80.* Much might
be learned from an accurate edition of the whole statutes of
David II.

‡ “Ad cujus suggestionem Rex nepotem suum Robertum
Stewart, cum tribus filiis Johannem, Robertum, et Alexan-
drum, arrestavit, et in diversis munitionibus ad custodiendum
deputavit;” *Fordun, L. xiv. c. 34.*

|| *Fordun, L. xiv. c. 34.* says, “circa festum carnisprivii,
an. 1369.” In 1368-9, Lent commenced in the third week
of February. Fordun mistakes, if he means to place the di-

from Scotland, and found means to present herself to the court at Avignon. She appealed to Pope Urban V. from the sentence of the Scottish Bishops. The cause was warmly agitated and depended long; the issue is not certainly known; but, as Fordun remarks that the Pope threatened to lay the kingdom of Scotland under an interdict, it is probable that the proceedings of the Scottish Bishops were judged to be irregular*.

voice about the beginning of Lent 1368-9. For it appears from *Foedera*, T. vi. p. 582. that David, and his consort, obtained a passport to visit England in January 1368-9; and it is not probable, that, in the very next month, he procured a divorce from her. Fordun, therefore, must have meant to place the divorce in 1369-70. It is remarkable, that, in *Foedera*, T. vi. p. 613. there is a passport, 10th March 1369-70, for David to visit England, in which no mention is made of his consort.

* Fordun, who had seen a copy of the proceedings, is silent as to the grounds of the sentence pronounced by the Scottish Bishops; and, as to the reasons of the appeal, he says, 'Liber inde confectus, et notariorum signis signatus, præcelhit in scriptura, iudicio meo qui processum vidi et hæc scripsi, continentiam literaturæ quatuor psalteriorum;' L. xiv. c. 34. But, although he is so ridiculously accurate in recording the *size* of the writings, he says not a word of their *contents*. John Major, L. v. c. 23. honestly confesses that he was unacquainted with the merits of the cause. Boece, not inclining to be ignorant of any thing, observes, L. xv. fol. 327. a. that the King of Scots was reported to have married Margaret Logie, rather on account 'of her beauty, than with the wish of having children by her: That he repudiated her when she had entered into her 25th year, and he had no hopes of children by her. [Magis, ut iactabatur, specie captus, quam quod *scholem ex ea cuperet*. Eam autem annum egregiam vicefimum quantum, quum nullam ex ea prolem speraret, repudiavit.] This is a singular story indeed! The King married without wishing for children, and repudiated his wife because he despaired of having children by her. And the reason of his despair was, that she had entered her twenty-fifth year! *Bel-*

Ford. xiv
34.

On the disgrace of Margaret Logie, the Stewart and his three sons were released from their prison, and re-instated in the favour of the King.

Ibid.

David II. died (22d February 1370-1, in the castle of Edinburgh,) in the 47th year of his age, and the 42d of his reign. He was buried in the church of the abbey of Holyrood, before the great altar.

lenden, B. xv. fol. 231. a. perceiving, probably, that this story was absurd, has substituted another in its room, which, from its tenor, has the appearance of a popular tradition: 'He mariit ane lusty woman, namet Margaret Logy, and, within *three monethis* after, he repentit, and wes so sorowful, that he had degradit his blud ryal with sic obscure lynnage, that he banist hir, and all otheris that gave him counsell thairto, out of his realme. At last this lady past, with an certane her freindis, to Avinion, quhaire the Paip held his feist for the tyme, and wes so favorit, that scho gat finalie an sentence aganis King David, to annexe to hir as his lawchfull lady and wyffe. Thus suld the realme have cumyn under interdiction and gret trouble, *wer noch scho decessit be the way re- turnand hame.*'

Much of this ill-told and confused story may be confused from record. Margaret Logie was living with the King of Scots, and acknowledged as his wife, from 12th January 1365-6, to 4th January 1368-9; *Foedera*, T. vi. p. 484. 497. 582. So that, instead of banishing her in *three months*, he lived with her *three years*, and, probably, for a longer space. The time of her death is uncertain; but we know that she survived her husband. She was at Avignon on the 23d June 1372. She is then styled 'egregia Domina, Domina Margareta, Regina Scotiae, uxor quondam Domini Davidis Regis Scotiae illustis, jam defuncti.' *Foedera*, T. vi. p. 727. She obtained a passport from Edward III. 24th March 1373-4; *Foedera*, T. vii. p. 35. Hence we may certainly conclude, that it was not her death which relieved Scotland from the apprehension of a Papal interdict. Fordun, it is true, says something like this; 'si supervixisset.' But, to reconcile his expression with the truth of history, we must suppose that *Rex*, or *Papa*, is to be understood; that is, David Bruce, or Pope Urban V.

He was succeeded by his nephew ROBERT, the Stewart of Scotland.

When we acknowledge David II. to have been courteous and affable, and possessed of personal intrepidity, we complete the catalogue of his praiseworthy qualities *. But the defects in his charac-

A worthy friend of mine, while at Rome 1776, took the trouble of inquiring whether the proceedings on the appeal of David II. were to be found in the Papal archives. The *Abbate Cocquellini*, the learned and industrious editor of the *Magnum Bullarium Romanum*, engaged in this search. It was laborious, and proved unsuccessful. I cannot express this so well as in his own words. After having mentioned his searches in the Vatican library, and elsewhere, he says, “confugiendum fuit ad secretius archivium Vaticanum, in quo regeſta integra bullarum, brevium, ac literarum Pontificum Avenionenſium aſſervari exploratum eſt, Romam a Cardinali Urſinio duobus abhinc ſeculis adſportata. Elias Baldius, Græcæ Latinaeque linguae ſcriptor in laudata bibliotheca, et Johannes Marinus ſecretioris Vaticani ſcrinii pro-cuſtos, pro ſui fide aſſervant, codices ſe ſingulos bibliothecæ et archivii non regeſta modo, ſed ſchedas quoque quam diligentiffime, nec ſine magno dierum-quinque impendio, perlultraſſe, nullamque actæ a Davide Rege, cauſæ aut interpoſitæ appellatiſ ſchedam vel indiçium adinveniffe.” If, by any accident, this work ſhould fall within the knowledge of the *Abbate Cocquellini*, and his aſſociates, they are requested to accept of my ſincere thanks. I lament, that, when I wiſhed to have the inquiry made, the præſiſe date of the proceedings was not known to me. That would have greatly abridged the trouble of ſuch a ſearch. The proceedings muſt have been in 1370, or in the beginning of 1371, about the latter end of the Pontificate of Urban V.

* *Fordun*, L. xiv. c. 34. ſays, that David II. by his policy, ſuppreſſed the robbers in the mountainous country of Scotland, and in the iſles: That he ſet them againſt each other, rewarded thoſe who deſtroyed their adverſaries, and thus, inſenſibly, extirpated the diſturbers of the public peace. It was a cruel policy, if indeed uſed. But it is indeed probable, that, in this account, there is much exaggeration. For the remote parts of Scotland remained as uncivilized and diſorderly after the reign of David II. as in elder times.

ter were many, and all of them were prejudicial to the public; he was weak and capricious, violent in his resentments, and habitually under the dominion of women.

The Scottish nation had an amiable partiality for the only son of their great deliverer, and his misfortunes excited universal pity. Hence it is, that the historians of our country are studious to draw a veil over the faults of David II. †.

Nevertheless, while we pity the early exile, and unfortunate valour, and tedious captivity of the only son of Robert Bruce, we ought not to forget, that he degenerated from the magnanimity of his father, and that, through the allurements of present ease, or through motives of base jealousy, he was willing to surrender the honour, security, and independence of that people whom God and the laws had entrusted to his protection.

† It must, however, be admitted, that our historians were ignorant of the conferences at Westminster in November 1363. Fordun imagined, that the proposal made by the King to his parliament in the beginning of that year, was in consequence of a promise extorted from him during his captivity, L. xiv. c. 24. This good natured hypothesis, founded on an imperfect knowledge of facts, has been adopted by later historians, who had opportunities of being better informed.

MISCELLANEOUS OCCURRENCES.

1306.

WILLIAM of Lambyrton Bishop of St Andrews, while a prisoner in England, had a daily allowance for himself of six-pence, of three pence for his serving man, of three half pence for his foot-boy, and of three half-pence for his chaplain.

Roed. ii.
1015.

Elisabeth, the consort of Robert Bruce, while a prisoner in England, had servants appointed to attend her, and particularly, "a foot-boy for her chamber, sober, and not riotous, to make her bed *."

1308.

John Duns Scotus †, called *doctor subtilis*, died, a person excessively admired by his contemporaries.

* "Eit ele un garzon a pèe, por demorer en sa chambre, tiel qui soit sobre, et ne un riotous, por son lit faire."

† "Descended from the family of *The Dunses* in the Merse;" *M^r Kenzie*, *Lives of Scots Writers*, Vol. i. p. 215. But *Camden*, *Britannia*, p. 861. says, that he was a native of Northumberland; because a note subjoined to a manuscript copy of the works of John Duns, in the library of Merton College, Oxford, has these words: "Explicit lectura subtilis doctoris in universitate Oxoniensi, super libros sententiarum, Doctoris Johannis Duns, nati in villa de *Emilden* vocata *Dunstan*, contra^{ct}a *Duns*, in comitatu Northumbriae, pertinens ad domum scholasticorum de *Mertonball* in Oxonio, et quondam dictae domus focii." This testimony is not sufficient to confute the received opinion: For, in its utmost latitude, it only implies, that an unknown and illiterate transcriber of

He taught what, in those days, was called *philosophy* and *theology*, at Oxford, Paris and Cologne. It is reported that, at Oxford, thirty thousand pupils attended his lectures *.

1310.

Ford. xii. So great famine in Scotland that many persons
18. fed on horse flesh.

1312.

E. Bisse, in Hugh Harding, an Englishman, challenged
N. Upton. William de Seintlowe, a Scotsman, for bearing
de studio the coat armorial of Harding. To decide the con-
militari troversy, they fought at Perth. William de
Notac 34. Seintlowe was vanquished, and resigned the coat
armorial, and the honour of the combat, to Hugh

the works of John Duns, chose to make him a native of Emilden in Northumberland, called *Dunstan*, and, by a fanciful abbreviation, *Duns*. There was a more antient *Johannes Scotus*, distinguished by the appellation of *Erigena*, who flourished in the days of the Emperor Charlemagne. The Scots have laid claim to him also as their countryman; but upon less probable grounds. They translate *Erigena*, "a native of the town of Air;" but, in order to justify this translation, they must suppose that the town of Air existed in the days of Charlemagne! The obvious translation of *Erigena* is, "a native of Ireland."

* Anthony à Wood, *Antiquitates Universitatis Oxoniensis*, p. 147. ad. an. 1303, says, "Hac denuo tempestate exundare coepit scholarium frequentia—Oppidanis Brevi regio Sept. xix. dato, strictè præcipitur ut hospitiorum scholasticorum possessione propere excederent, maxime cum academici lecturas jam essent resumpturi. Quod regem vero induxit, ut mandatis suis exequendis sedulo magis attenderet, erat Scotorum frequentia, quos Oxonii commorari jusserat: Male enim metuens, ne gentis illius optimates, et ingenua pubes, si alibi educarentur, rebus novis maxime studerent; post Sceticas suas expeditiones, captivorum quemque eruditioni deditum Oxonium deduxit." This inundation of *Scottish students* was, in all likelihood, the inundation of the pupils of *John Duns Scotus*, called *Scoti*, from their master, or from the sect to which they belonged. That they were Scotsmen

Harding by open confession, in presence of Robert Bruce. The King, sitting on his throne, adjudged the coat armorial to Harding *.

of fashion, [optimates et ingenua pubes,] is exceedingly improbable.

Janus Vitalis says of John Duns,

————— ‘omnibus sophistis
‘Argutus magis, atque captiosus.”

Which may be thus translated: “The chief of quibblers.”

Jacobus Latomus, in one of his epigrams, says,

‘Quaecunque humani fuerant jurisque sacra-
‘In dubium veniunt cuncta, vocante Scoto.”

That is, ‘All laws to canvass, human or divine,

‘Of all to doubt, great *Scottish Duns*, was thine!

I have only to add, concerning this singular personage, that Lucas Wading published a part of the works of John Duns in ten volumes in folio, A. D. 1639; and that many treatises of his composition are still in MS.

* “Robertus, Dei gratia, Rex Scotiae, omnibus ad quos praesentes literae pervenerint, salutem. Cum nos accepimus duellum apud nostram villam de Perth, die consecutionis praesentium, inter Hugonem Harding, Anglicum appellan-tem, de armis de Goules, tribus leporariis de auro collee de B. et Willielmum de Seintlowe, Scotum appellatum, eisdem armis sine differentia indutos. Quo quidem duello percusso, praedictus Willielmus se finaliter reddidit devictum, et praedicto Hugoni remisit ac relaxavit, et omnino de se et haeredibus suis in perpetuum praedicta arma, cum toto triumpho, honore, et victoria, ore tenus in audientia nostra. Quare, nos in folio nostro tribunali regali sancti patris, cum magnatibus et dominio regni nostri personaliter sedentes, adjudicavimus et finaliter decretum dedimus, per praesentes, quod praedictus Hugo Harding et haeredes sui, de caetero in perpetuum habeant et teneant, gaudeant et portent, praedicta arma integraliter, absque calumnia, perturbatione, contradictione, reclamazione, praedicti Willielmi seu haeredum suorum: In cujus rei testimonium, has literas nostras fieri fecimus patentes, apud dictam villam nostram de Perth, secundo die Aprilis, anno regni nostri septimo, annoque Domini 1312.”

“Diploma hoc, genere et studiis nobilissimi Sampsonis Erdeswick, de quo vide Camdenum, adversariis debemus;”

1314.

Char. Ab. Five shillings supposed to be the value of a cow,
 ii. 12. and six shillings and eight pence, the value of an
 ox *.

1327.

Barb. 411. Fire arms were first employed by the English
 in their wars with Scotland. Barbour calls them
 "crakys of war."

Froissart i. Froissart thus describes the manner of living
 of the Scots during their military expeditions.
 18. "Their Knights and Esquires are well mounted
 'on great courfers; the common sort and the
 'country people ride little horses. They take no
 'carriages with them, by reason of the uneven-
 'ness of the ground among the hills of Northum-
 'berland, through which their road lies, neither
 'do they make provision of bread or wine; for,
 'such is their abstemiousness, that, in war, they

E. Biffe. in N. Uptonum de studio militari Notae, p. 34.
Collorée de B. is obscure; perhaps it may signify, that the
 greyhounds had blue collars. In plain language, the coat
 armorial was, "three gold or yellow greyhounds, with
 ' [blue] collars, on a red field." Harding won it, and, by
 decree of the King of Scots wore it. This certificate is singu-
 lar in its style; I do not affirm this to be authentic, not hav-
 ing seen the original writing. Qu. Was this *Hugh* related
 to *John Harding* the forger?

* "Affedatio terrarum de Dunnethyn," by Bernard Ab-
 bot of Aberbrothock, to David de Maxwell—"Et si dictus
 'David amerciatus fuerit in curia Domini Abbatis, pro pro-
 'pria querela dabit pro amerciamiento, quoties acciderit,
 'quinque solidos, vel unam vaccam;" *Cb. Aberbro.* vol. ii. fol.
 12. Bernard, the Abbot, became the Bishop of Sodor in
 1328. The delivery of *four oxen* by the Earls of Lenox,
 was commuted, in 1317, into a payment of *two marks of*
silver. So that, at that time, it appears that the price of an
 ox was *six shillings and eight pence*. The deed containing
 this commutation is so cautiously conceived, that we may
 conclude the bargain to have been fair; *Chart. Aberbroth.*
ibid.

are wont, for a considerable space of time, contentedly to eat flesh half dressed, without bread, and to drink river water, without wine: Neither have they any use for kettles and caldrons; for, after they have flead the cattle which they take, they have their own mode of dressing them." [This he elsewhere describes to be, by fixing the hide to four stakes, making it in the shape of a caldron, placing fire below, and so boiling the flesh.] "They are sure of finding abundance of cattle in the country through which they mean to go, and therefore they make no farther provision. Every man carries about the saddle of his horse, a great flat plate, and he trusses behind him a wallet full of meal; the purpose of which is this; after a Scottish soldier has eaten flesh so long that he begins to loath it, he throws this plate into the fire, then moistens a little of his meal in water, and when the plate is once heated, he lays his paste upon it, and makes a little cake which he eats to comfort his stomach. Hence we may see, that it is not strange that the Scots should be able to make longer marches than other men *."

* Here is a minute and long description of the method of *baking bannocks on a girdle*. Froissart says, "chacun emporte entre la selle de son cheval et le penon, une grande piece plate." Sauvage, the publisher of Froissart, *annot.* 39. confesses his ignorance of the sense of the word *penon* at this place. It probably implies *crupper*. As to the caldrons made of the hides of cattle, Sauvage says, *annot.* 41. "J'ay entendu de ceux qui disent avoir veu chose semblable en Ecosce, que les Ecossois, apres avoir ecorchẽ les grosses bestes, attachent les peaux, par les pieds, a quatre fourchettes droites, fichẽes en terre: Tellement qu'au milieu d'icelles peaux, ainsi suspendues, se fait un fond: dedans lequel ils mettent bouillir et cuire ce qu'ils veulent; sur feu

1329.

Ford. xiii.
18.

Thefts had become so frequent in Scotland, that husbandmen were obliged to house their plough-shares every night. Randolph, Regent in the minority of David II. ordered that all plough-shares should be left in the fields, and, if stolen, that the county should refund their value. A certain husbandman hid his plough-share, and pretending that it had been stolen, obtained its value † from the sheriff of the county. The cheat happened to be discovered, and the husbandman was hanged for theft.

1335.

Foed. iv.
670.

Edward III. made a grant of the estate of Edrington near Berwick. This grant is remarkable; because it determines a controverted point in the history of the law of Scotland. It proves that, antiently, *salmon-fishings* and *mills* were extended, that is, valued, for ascertaining the rate of public taxations *, &c.

Ibid. 711.

By a treaty of alliance between Edward Balliol and John Lord of the Isles, it was specially pro-

‘moyen, et si bien temperé, que c’est tout s’il brule seulement le poil, qui est tourné vers lui.’

† Fordun says, that the iron work of the plough was estimated at two shillings.

* Quae quidem villa [de Ederynton] piscaria [de Edermuth] et molendina [villae de Berewico] ad centum et septem libras, tres solidos, et septem denarios, *tempore pacis*, per dilectum clericum nostrum Thomam de Burgh, Camerarium nostrum de Berewico super Twedam, de mandato nostro extenduntur;’ *Foedera*, T. iv. p. 670. Here also there is a new sense of the phrase *tempore pacis*, not implying any antient valuation, but only the rate at which the subject might be reasonably estimated in times of public tranquillity.

vided, that the Lord of the Isles should have right to stand Godfather to any heir of Balliol's body †.

1336.

Alan of Winton forcibly carried off the young heirefs of Seton. This produced a feud in Lothian, while some favoured the ravisher, and others fought to bring him to punishment. Fordun says, that, on this occasion, a hundred ploughs in Lothian were laid aside from labour. Foed. xiii. 51.

Henry de Lancaster †, commander of the English forces, invited the Knight of Liddesdale to combat with him in the lists at Berwick. In the first course, the Knight of Liddesdale was wounded by the breaking of his own spear. This accident having interrupted the sport, Henry de Lancaster requested Alexander Ramsay to bring twenty gentlemen with him to encounter an equal number of English. The request was complied with, and the sports continued for three days. Two of the English combatants were killed on the field: Nor was the loss of their antagonists less considerable. The point of a spear pierced the brain of William Ibid. 43.

† 'Praeterea praefatus Dominus Rex vult et concedit quod quocunque tempore habeat haeredem de corpore suo legitime procreatum, quod *compaternitas* ejusdem haeredis praefato Johanni concedatur.' In *Du Cange*, v. *Compaternitas*, it is said, *Compaternitas*, cognatio spiritualis quae inter compadres intercedit. *Comperage* Gallis. P. Damiani, L. ii. Epist. 17. *duo quidam viri qui et amicitiae invicem foedere, et compaternitatis necessitudine, tenebantur.* Thuroczius Reg. Hung. c. 66. *apud quem aliquandiu commoratus compaternitatis vinculo Regi sociatur*, vid. c. 1. et 3. *de cognatione spirituali.*

† Fordun, L. xiii. c. 43. calls him *Earl of Derby*; but he did not obtain that title until 19th March 1337; *Knyghton*, p. 2568. The tournament at Berwick is placed at the only season in which it could have been celebrated—during the truce in summer 1336,

de Ramsay. After having been shrieved, he expired in his armour. John Hay, an eminent person among the Scots, received a mortal wound. At this juncture, Patrick Graham happened to arrive from abroad. An English knight challenged him. 'Brother,' said Graham, *pleasantly*, 'Prepare for death, and confess yourself, and then you shall sup in paradise.' *And so it fell out*, says Fordun; for Graham transfix'd him with his spear, and left him dead on the field. This story is related, as much as possible, in the style of Fordun. He appears not to have felt any horror at a scene, where brave men, without either national animosity or personal cause of offence, lavished their lives in savage amusement.

1339.

A great famine in Scotland, the poorer sort fed on grass, and many were found dead in the fields.

1340.

At the siege of Stirling, in this year, the Scots employed cannon.

1345.

Char. Ab. 73. Ten marks Sterling settled as a stipend on the vicar of Aberdeen*.

1346.

Foed. xiii. 51. Alexander Bruce, Earl of Carrick, fell at Halidon in 1333. A person, assuming his name, appeared in Scotland. He said he had been made prisoner in the battle; that he had concealed his quality for a long course of years; and, at length, under the feigned character of a citizen of Aberdeen, had

* In 1392, four marks were added to a prebend of six marks per annum, 'Quod modernis temporibus sex marcas non sufficiunt annuatim ad sustentationem congruam capellani.' It is added, 'qui prebendarius sibi de habitu quotiens indigebit tenebitur providere;' *Chart. Aberdeen*, fol. 108.

procured himself to be ransomed. His tale, related with many circumstances, imposed on numbers, particularly on the meaner sort. After having undergone several examinations at court, he made his escape into Carrick, his supposed inheritance; but he was apprehended, tried by a special commission, convicted as an impostor, and hanged, (at Air, July). Fordun says, that, according to the report of some, the judicial procedure against this adventurer was not formal; and thence there were who still believed that he had right to the title which he assumed.

1347.

Edward Balliol, and many others, were engaged to serve the King of England. The daily pay of Balliol was sixteen shillings; of a Banneret, four shillings; of a Knight, two shillings; of an Esquire, one shilling; and of an archer on horseback, fourpence. The Earl of Angus, [Umfraville,] and the other chief commanders, had the daily pay of eight shillings. Twenty-eight days were reckoned to the month, and ninety days to the quarter.

Poedera, v.
517.

1349.

David II. while a prisoner, appeared in a tournament at Windsor, (23d April.) The harness of his horse was of blue velvet, 'with a pale of red velvet, and beneath, a white rose, embroidered thereon.' This is the earliest mention of the *Scottish white rose*, which, in process of time, became a party badge. It appears to have had no connection whatever with the York rose, and to have been more antient than it.

Ashmole,
History of
the Garter,
ii. 185.

Ford. xiv.
7.

The great pestilence reached Scotland. It proved mortal in forty-eight hours. The bodies of persons seized with this distemper swelled exceedingly. This pestilence was particularly fatal to the poorer sort.

Cha.Mora,
i. 76

1350.

A perpetual annuity of eight marks Sterling, secured on land, was purchased for one hundred and twenty marks. This appears to have been a deliberate bargain *.

1354.

• Foed. v.
808.

William Heron accused John Wallace and William Prudholm as horse-stealers. They offered to justify themselves according to the law and customs of Scotland, by single combat, against Heron, or any person whom he should delegate. Heron obtained permission from Edward III. to send two men into Scotland as his champions for proving the charge.

1355.

Fer. xiv. 9.

After the action at Nisbet in Berwickshire, a certain Frenchman, who served in the armies of Scotland, purchased some English prisoners, and, having conveyed them to a retired place, beheaded them, in revenge for the death of his father, whom the English had slain. I do not recollect a like example of sentimental barbarity in the history of latter ages.

Ibid, 828.

Edward III. had permitted Balliol to hunt in the forest of Inglewood. The forest laws were so rigorously maintained in those times, that it became

* ‘Carta fundationis de uno capellano super firmam terrae de Mayn.’ By Alexander de Mennerys, Dominus de Lambride, (an English name, converted by degrees into *Menyer*, and, by a false reading, into *Menzies*.) He says, ‘Cum Johannes de Innernys, cancellarius ecclesiae Moravien. volens in eadem ecclesia unum capellanum fundare pro anima sua, tradidisset mihi in pecunia numerata centum et viginti marcas Sterl. ad comparandum sibi et assignatis suis in perpetuum annuum redditum octo marcarum Sterlingorum,’ &c. *Chart. Morav.* Vol. i. fol. 76.

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neccessary to grant a formal indemnity to all men who had hunted in company with Balliol.

1356.

There is another instrument of a like nature, but still more singular, which mentions, that Balliol, had caught of fish in the ponds of the Lordship of Haitfield, in Yorkshire, Foed. v. 870.

	Feet.	Inches.
2 Pikes of	3	6
3 Pikes	3	0
20 Pikes	2	6
20 Pikes	2	0
50 Pikerels	1	6
6 Pikerels	1	0
9 Breams and bremels		
109 Perch, roach, tench, and skelys.		

1358.

On Christmas Eve, there happened an inundation in Lothian, great beyond example. The rivers, swollen by excessive rains, rose above their banks, and swept away many bridges and houses. Tall oaks, and other large trees, that grew on the banks, were undermined by the waters, and carried off to the sea. The sheaves of corn laid out to dry in the adjacent fields were utterly lost *. The suburb of Haddington, called *the Nungate*, was levelled to the ground. When the water approached the nunnery at Haddington, a certain nun snatched up the statue of the Virgin, and threatened to throw it into the river, unless Mary protected her abbey from the inundation †. At that

* Hence it appears that harvest was not got in on the 24th December 1358.

† At this day, the Portuguese sailors address their favourite St Antonio in a like form.

There is a curious passage concerning the Portuguese at Goa, in the travels of a zealous Roman catholic, *de la Boulaye*

moment the river retired, and gradually subsided within its antient limits. ‘This nun,’ says Fordun, ‘was a simpleton, but devout, although not

le Gourz, c. 25. p. 204. “Les Portugais—ayment extreme-
 ‘ment Saint Anthoine de Lisbon, ils lui font une particuliere
 ‘devotion lors qu’il ne fait point de pluye; ils prennent sa
 ‘statue, l’attachent par les pieds, la trempent dans des puits
 ‘la teste la premiere, et apres l’avoir bien mouillée et trempée
 ‘plusieurs fois, ils la retirent par la corde qu’elle a attachée
 ‘aux pieds, et font la même a celle de la Vierge Marie.
 ‘Comme je m’estonnois de cette ceremonie extraordinaire,
 ‘j’en demandai la raison au Pere Gardien des Capuches de
 ‘Damaon, lequel me dist, que Saint Anthoine vouloit estre
 ‘ainsi traité, et avoit operé par ce moyen une infinité de
 ‘miracles, et la Sainte Vierge, laquelle fit retrouver l’enfant
 ‘d’une pauvre femme, qui alla dans l’église apres l’avoir per-
 ‘du, et prenant le petit Jesus d’entre les bras de nostre Dame,
 ‘lui dist, *si tu ne me rends mon fils, je ne te rendrai pas le tien*;
 ‘et a quelque tems de la, l’enfant revint a la maison sain et
 ‘sauve. Une autre fois, un frere portier d’un ordre de
 ‘Franciscains, perdit par mesgarde les clefs du couvent, et ne
 ‘sachant ou ils les avoit esgarées, alla dans l’église, et lia la
 ‘statue de St Anthoine de Lisbon par les pieds, la trempa
 ‘dans un puits ou il l’avoit descendue la teste la premiere, la
 ‘retira, et elle apporta les clefs pendues miraculeusement a
 ‘son col; ce qui est digne d’admiration, et non d’imitation.”

That is, “The Portuguese are extremely fond of St Anthony of Lisbon; they pray to him, in particular, whenever a drought happens. They take his image, fix a rope to its feet, and sink it headlong into a well. Having thoroughly and often wet it, and soaked it, they draw it out again; and they do the like to the statue of the Virgin Mary. Surprized at this extraordinary ceremony, I applied to the guardian of the Capuchins at Damaon to learn its reason; he told me, that St Anthony chose to be treated so; and that, in this way, he had wrought an infinity of miracles; that the blessed Virgin made a child to be found again which a poor woman had lost: The manner was this; the woman having lost her child, came into the church, and taking the infant Jesus out of the arms of our Lady, said to her, *Unless thou givest me back my son, I will not give thee back thine*: Some time after, her child came home safe and sound.—On another occasion, a

‘according to knowledge *.’ If, however, she perceived any abatement of the inundation before she uttered her threats, she was not a simpleton.

1361.

The pestilence again in Scotland, with the same symptoms as in 1349.

1362.

One hundred shillings provided to the vicar of Cloveth and Kildrummy.

1370.

Andrew Dempster of Caraldston became bound to the Abbot and abbey of Aberbrothock, that he, and his heirs, should furnish a person, residing within the territory of Aberbrothock, to administer justice in the courts of the abbey. An annual salary of twenty shillings Sterling was allowed to the judge thus furnished. The salary to be paid out of the issues of the courts †.

friar, porter of a convent of Franciscans, having carelessly mislaid his keys, and not knowing where he had put them, went into the Church, took the statue of St Anthony of Lisbon, immersed it headlong in a well, and drew it out again. Then the statue brought back the keys hung miraculously about its neck. This is worthy of admiration; yet the conduct of the friar ought not to be imitated.

• ‘Simplicitate quadam fatua, sed mente, quamvis non secundum scientiam, devota;’ *Fordun*, L. xiv. c. 21.

† Facient ipsis deserviri de officio judicis in curiis eorum per unum hominem eorundem residentem in schira de Aberbroth. qui jurabit specialem fidelitatem ad dictum officium faciendum;’ *Chart. Aberbroth.* Vol. i. fol. 1.

CHRONOLOGICAL ABRIDGEMENT.

I INTENDED to have made a compleat INDEX to the ANNALS of SCOTLAND; but I soon perceived that I had not leisure for executing such a work. The reader, therefore, is entreated to accept of this CHRONOLOGICAL ABRIDGEMENT of EVENTS instead of an INDEX.

The writers who have been consulted in the course of this work, do not all compute the beginning of the year from the same day. One or two of them hold the year to commence at Michaelmas, others at Christmas, others on the 1st of January, and others on the 25th of March. This last was the legal computation with us, until the beginning of the 17th century; and yet our authors have not uniformly observed it.

Such diversity is sometimes productive of uncertainty and confusion; but the various methods for describing the days of the year, occasion a much greater intricacy. Some writers affect to compute after the Roman fashion, by Kalends and Ides. This manner of computation, in itself inconvenient, becomes more embarrassing through the ignorance or carelessness of the transcribers of MSS. Other writers, following a course still more inconvenient, describe the dates of events, by computing from moveable feasts, or by mentioning the day of the week previous to the festival of some saint.

From these causes, it became a matter of no small difficulty to ascertain and arrange the dates of the numerous events recorded in the ANNALS of SCOTLAND. Some errors, in this respect, have been discovered and amended; others, which may have escaped my observation, will be excused by the candid reader.

A. D.

- 1034 DUNCAN succeeded his maternal grandfather Malcolm II.
- 1039 Duncan was assassinated by M'Beth in the neighbourhood of Elgin.
- 1055 Malcolm, the son of Duncan, invaded Scotland.
- 1056 Dec. 5. M'Beth was slain at Lunfannan in Aberdeenshire.
- 1057 April 3. Lulach, successor of M'Beth, was slain at Effie in Strathbolgie.
- April 25. Malcolm III. was crowned at Scone.
- 1061 Malcolm, having quarrelled with Tostig Earl of Northumberland, invaded that territory.
- 1065 Jan. 5. Edward the Confessor died: Succeeded by Harold.
- 1066 Tostig, brother of Harold, invaded England: Having been repulsed, he sought refuge with Malcolm.
- Sept. 25. Harold, King of Norway, and Tostig, were slain at Staneford-bridge near York.
- Oct. 14. Harold, King of England, was slain at the battle of Hastings: William, Duke of Normandy, succeeded him.
- 1068 Edgar Ætheling, heir of the Saxon line, fled to Scotland.
- His sister Margaret married Malcolm III.
- Jan. 28. The Northumbrians revolted, and surprised Durham.
- 1069 Sept. 11. The Danes landed in England.
- Oct. 22. The Northumbrians and Danes stormed the castle of York, and then dispersed themselves.
- 1070 Malcolm invaded England.
- 1072 William the Conqueror invaded Scotland, and concluded a peace with Malcolm.
- William the Conqueror fortified Durham.
- 1073 Edgar Ætheling was received into the favour of the Conqueror.
- 1079 Malcolm invaded and wasted Northumberland.
- 1080 Robert, the son of the Conqueror, invaded Scotland;—repulsed;—built Newcastle.

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- 1087 Sept. 9. William the Conqueror died: Succeeded by his second son, William Rufus.
- 1087 Edgar Ætheling again took refuge in Scotland.
- 1091 May. Malcolm invaded England, and concluded a peace with William Rufus.
- 1092 William Rufus built a castle at Carlisle.
- 1093 Aug. 24. Malcolm repaired to Gloucester, to have an interview with William Rufus, and returned home in disgust.
- Nov. 13. Malcolm having invaded England, was slain near Alnewick castle.
- Nov. 15. His son Edward died of the wounds he received at Alnewick.
- Nov. 16. Margaret, Queen of Scotland, died.
Donald Bane, the brother of Malcolm III. landed from the Hebrides, and assumed the crown of Scotland.
- 1094 May. Duncan, a bastard of Malcolm III. expelled Donald Bane, and reigned in his stead.
- 1095 Duncan was assassinated, and Donald re-ascended the throne.
- 1097 Edgar Ætheling, with the approbation of William Rufus, invaded Scotland; and having overcome Donald, placed Edgar, the son of Malcolm III. on the throne.
- 1098 Magnus, King of Norway, it is said, made himself master of Orkney.
- 1100 Aug. 2. William Rufus was slain in the New Forest: Succeeded by his brother Henry I. surnamed Beauclerc.
- Nov. 15. Henry I. married Matildis, sister of Edgar King of Scots.
- 1102 Eustace, Count of Boulogne, married Mary, the other sister of Edgar.
- 1107 Alexander, married Sibilla the natural daughter of Henry I. King of England.

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- 1106 Jan. 8. Edgar, King of Scots, died : Succeeded by his brother Alexander I.
- 1107 Alexander consented that his brother David should possess the Scottish part of Cumberland.
- 1109 July 30. After long contests, Turgot, a monk of Durham, was consecrated bishop of St Andrew's.
- 1115 Aug. 31. Turgot, Bishop of St Andrew's, died.
- 1118 May 1. Matildis, Queen of England, died.
- 1120 June 29. Eadmer, a monk of Canterbury, was elected to the see of St Andrew's, and soon after quitted it.
- 1121 Ralph Flambard, Bishop of Durham, founded the castle of Norham, on the south bank of Tweed.
- 1122 June 12. Sibilla, wife of Alexander I. died.
John, Bishop of Glasgow, was suspended by Thurstin Archbishop of York, for having refused canonical obedience to him. The Bishop of Glasgow appealed to Rome.
- 1123 Jan. Robert, prior of Scone, was elected Bishop of St Andrew's.
- 1124 April 27. Alexander I. died : Succeeded by his brother David.
- 1125 John of Crema, a Cardinal and Papal legate, held a council at Rokesburgh.
- 1127 Henry I. King of England, made a settlement of the crown in favour of his daughter Matilda.
- 1128 Robert Bishop of St Andrew's was consecrated.
- 1130 Angus, Earl of Moray, was slain by the Scots at Strickathrow in the county of Forfar.
Matildis, the wife of David, died.
- 1135 Henry I. King of England, died : His sister's son, Stephen Earl of Mortaigne, ascended the throne.
David marched into England to assert the pretensions of Matilda : Not being supported, he was obliged to make peace with Stephen.
- Feb. Henry, Prince of Scotland, did homage to Stephen for the honour of Huntingdon, &c.

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- 1136 David prepared to invade Northumberland; but was persuaded to consent to a truce.
- 1137 David invaded Northumberland, and assaulted the castle of Werk, unsuccessfully.
- 1138 Stephen marched against David: David retired into Scotland.
- 1138 Stephen wasted the Scottish borders, and then retreated.
- Mar. 31. David again invaded Northumberland.
- June 5. The Scots defeated the English at Clithrow, on the borders of Lancashire.
The castle of Norham surrendered to the Scots.
- Aug. 22. The English defeated the Scots at Cutton-moor, near Northallerton.
The castle of Werk surrendered to the Scots.
- 1139 April 9. Peace was concluded at Durham, between Stephen and David,
Henry, Prince of Scotland, after having accompanied Stephen to the siege of Ludlow castle, married the daughter of the Earl of Warenne.
- 1140 Feb. 2. Ranulph, Earl of Chester, unsuccessfully attempted to surprise Prince Henry; but having been joined by the Earl of Gloucester, he defeated the army of Stephen at Lincoln, and made him prisoner.
- 1141 David repaired to Matilda at London: A conspiracy having been formed against her, she fled with David: David, after many dangers, escaped into Scotland.
- 1149 Henry, the son of Matilda, had an interview with David at Carlisle: An unsuccessful plan was formed for dethroning Stephen.
- 1151 One Wimund, an impostor, who had excited troubles in Scotland, was made prisoner, and his eyes were put out.
- 1152 June 12. Henry Prince of Scotland died,

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1153 May 24. David I. King of Scots, died at Carlisle: Succeeded by his grandson, Malcolm IV.

Nov. 5. Somerled, Thane of Argyle, with the children of Wimund, invaded Scotland.

1154 One Arthur, who had plotted against the King, was killed in single combat.

1154 Oct. 25. Stephen King of England died: Succeeded by Henry II.

1156 Donald, the son of Wimund, was made prisoner.

1157 Wimund was pardoned by the King of Scots, and retired to the monastery of Biland in Yorkshire. Somerled agreed to terms of accommodation with Malcolm.

Malcolm had an interview with Henry II. at Chester; did homage to him; ceded his possessions in the northern counties to him, and obtained from him the territory of Huntingdon.

1158 Malcolm had an interview with Henry II. at Carlisle: Having been denied the honour of knighthood, he returned to Scotland in disgust.

1159 An embassy was sent from Scotland to Pope Alexander III.

Malcolm went to France, and served in the army of Henry II. He was knighted by that King.

1160 An insurrection in Scotland. Ferquhard Earl of Strathern, and five other Earls, unsuccessfully attempted to seize the person of the King at Perth.

An insurrection in Galloway. Malcolm overcame Fergus Lord of Galloway: Fergus assumed the monastic habit.

1161 The sisters of Malcolm were given in marriage, Margaret to Conan Count of Britany, and Ada to Florence Count of Holland.

Malcolm expelled the mutinous inhabitants of Moray, and planted new colonics in their room.

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- 1163 July 1. Malcolm did homage to Henry II. and his infant son, at Woodstoke.
- 1164 Roger, Archbishop of York, the legate of Alexander III. summoned the Scottish clergy to a council at Norham : They remonstrated against this, and appealed to Rome.
- 1164 Somerled invaded Scotland : He and his son Gillecolane were slain at Renfrew.
- 1164 It is said, that the people of Scotland constrained William, the brother of Malcolm, to assume the office of regent.
- 1165 Dec. 9. Malcolm IV. died at Jedburgh : Succeeded by his brother William.
- 1166 William, surnamed *the Lion*, served in France under the banners of Henry II.
- 1168 William, dissatisfied with Henry, sent ambassadors to France to negotiate an alliance with that crown.
- 1170 Henry II. celebrated Easter at Windsor, attended by William and his brother David : He knighted David.
- June 15. Henry II. celebrated the coronation of his son.
- June 16. William and David did homage to the young King.
- 1172 William having in vain solicited the restitution of Northumberland, quarrelled with Henry II.
- 1173 William entered into an alliance with the rebellious son of Henry II. invaded England, and unsuccessfully besieged Werk and Carlisle.
- The English malcontents were defeated in Suffolk, and their leader, the Earl of Leicester, made prisoner.
- 1174 The vassals of the Earl of Leicester put David, the brother of William, in possession of the castle of Leicester.
- July 13. William invaded Northumberland : He was surprised and made prisoner near Alnewick : He

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- was conveyed to Falaise in Normandy: His brother David retreated to Scotland.
- 1174 Dec. 8. A treaty was concluded at Valogne in the Contentin; by which William became the liegeman of Henry for Scotland, and all his other territories: William was released from his captivity.
- 1175 William, with his clergy and barons, did homage to Henry II. at York.
- 1176 Cardinal Huguccio Petreleoni, the papal legate, held a council at Northampton, where the Scottish Bishops asserted the independency of their church.
- 1178 Ada, the mother of the King of Scots, died. William founded an abbey at Aberbrothock in honour of Thomas à Becket.
- 1179 William marched an army to suppress some disorders in Ross, and built two castles in that country.
- 1181 Roger, Archbishop of York, the papal legate, excommunicated William; and put Scotland under an interdict, because William had expelled and banished John Bishop of St Andrew's.
- 1182 Lucius III. recalled the sentence pronounced against William: The dispute as to the see of St Andrew's was amicably adjusted: Pope Lucius conferred the *golden rose* on William.
- 1184 The Pope refused to grant a dispensation for the marriage of William with Matildis of Saxony, grand-daughter of Henry II.
Henry restored the earldom of Huntington to William, who conferred it on his brother David.
- 1186 After long and bloody dissensions, a pacification ensued in Galloway
- Sept. 5. William married Ermengarde, daughter of Richard Viscount of Beaumont, at Woodstoke.

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- 1187 July 30. Donald Bane, called M'William, grandson of Duncan the bastard King of Scotland, pretended a title to the crown, seized Ross, and wasted Moray : William led an army against him : A marauding party, commanded by Roland of Galloway, slew M'William near Inverness.
- 1188 Clement III. declared that the church of Scotland was immediately subject to Rome.
Henry II. offered to restore the castles of Roxburgh and Berwick which he held, if William would pay the tenths of his kingdom for the holy war : The Barons and Clergy of Scotland rejected the offer.
- 1189 July 6. Henry II. died : Succeeded by his son Richard, surnamed *Coeur de Lion*. N. B. This omitted in the Annals through inadvertency.
- Dec. 5. Richard restored Scotland to its independency.
- 1190 David, Earl of Huntingdon, married Matilda, daughter of Ranulph Earl of Chester, and immediately departed for the Holy Land.
- 1195 William held a parliament at Clackmannan : It is said, that in that parliament, measures were taken for regulating the succession to the crown : William made a change in the coin.
- 1196 William de Moreville, Constable of Scotland, died : Succeeded by Roland of Galloway, who had married Ela the sister of Moreville.
Troubles in Caithness : William dispersed the insurgents headed by Harold Earl of Orkney and Caithness.
- 1197 The rebels again appeared in arms, headed by one Roderick, and Torphin the son of Harold : The King's forces defeated and slew Roderick near Inverness : William marched into Caithness, seized Harold, and detained him captive, until Torphin became an hostage for him : Harold

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- having again rebelled, it is said, that Torphin's eyes were put out.
- 1197 William built the castle of Ayr.
- 1198 Aug. 24. A son born to William at Haddington, named *Alexander*.
- 1199 Richard, King of England, slain at Chalus in the Limosin : Succeeded by his brother John. N. B. This omitted in the Annals.
- 1200 Nov. 22. William did homage to John at Lincoln, and demanded back the northern counties.
- 1201 Oct. 12. The Scottish Barons swore fealty to the infant son of William at Musselburgh.
Margaret, sister of William, and mother of Constantia, Duchess of Britany, died : Her daughter Constantia died.
- 1204 Misunderstanding between John and William concerning a castle at Tweedmouth : Fruitless conference between the two Kings at Norham.
- 1205 David, Earl of Huntingdon, swore fealty to the Prince of Scotland.
- 1208 Innocent III. confirmed the privileges of the Scottish church.
- 1209 Alan, son of Roland of Galloway, married Margaret, the daughter of David Earl of Huntingdon.
Rupture between John and William : Terms of peace adjusted by the mediation of their Barons : William delivered his daughters Margaret and Isabella to John, that they might be provided in suitable matches.
- 1210 An inundation happened at Perth : William and his family escaped with difficulty : It is said that his infant son John was drowned.
- 1211 A parliament at Stirling : An aid granted to William by the Barons and the boroughs.

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1233

The Archbishop of York asserted his right of officiating at the coronation of the Scottish Kings.

Ermengarde, the widow of William the Lion, died: Buried at the monastery of Balmerino which she had founded.

Dervorguil, the daughter of Alan Lord of Galloway, married John de Balliol, Lord of Bernard castle.

Alan Lord of Galloway, Constable of Scotland, died: Succeeded by his three daughters, co-heiresses.

The natives of Galloway requested Alexander to assume the Lordship, in prejudice of the right heirs of Alan; but Alexander rejected their request.

They requested, that Thomas, the bastard son of Alan, might be appointed their Lord: This having been denied, they rebelled; headed by the bastard and Gilroth, an Irish chief, they invaded Scotland: Alexander attacked and defeated them, and restored Galloway to the heir of Alan.

1234

The bastard and Gilroth, who had sought refuge in Ireland, returned with fresh forces: They were vanquished without resistance: Their troops were massacred, themselves obtained pardon.

Gregory IX. exhorted Alexander to perform the conditions of the old treaty between Henry II. and William the Lion.

1235

Marjory, sister of Alexander, married Gilbert Earl Marshal of England, at Berwick.

1236

Henry III. and Alexander had an interview at Newcastle: Henry bestowed lands on his sister, the wife of Alexander.

1237 June 25. John *the Scot*, Earl of Chester, died without issue.

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- 1237 Sept. Agreement between Henry III. and Alexander at York, by the mediation of the Pope's legate : Henry III. agreed to assign to Alexander L. 200 Sterling per annum out of the northern counties.
- Mar. 4. The Queen of Scots died at London,
- 1239 May 15. Alexander married Mary, daughter of Ingelram de Couci, at Rokesburgh.
- June 18. Edward, son of Henry III. born.
Hubert de Burgh, accused, among other things, of having married the eldest sister of the King of Scots, although she was destined for Henry III.
Eudes le Blanc l'Aleran, cardinal legate, held a provincial council at Edinburgh: Alexander would have no intercourse with him.
- 1241 Sept. 4. A son was born to Alexander at Rokesburgh, named *Alexander*.
- 1242 In consequence of the treaty [1237] Henry III, assigned to Alexander a rent of L. 200 Sterling. Purposing to go beyond seas, Henry III. confided to Alexander the care of the northern borders.
Patrick Earl of Athole was murdered at Haddington: W. Bisset suspected of the murder, escaped into England, and endeavoured to embroil the two nations.
- 1244 Henry III. sought pretences to quarrel with Alexander: By the mediation of the English nobility, a peace was concluded at Newcastle.
- 1245 Innocent IV. issued an order that the Papal delegates for trying Scottish ecclesiastical causes should hold their sittings, either within Scotland, or within the dioceses of Carlisle or Durham; but never within the diocese of York.
- 1247 Roger de Quinci, Earl of Winchester, who had married one of the co-heiresses of the Lord of

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Galloway, was attacked in his castle by his vassals : He forced his way through the enemies, and sought redress from Alexander : Alexander chastised the insurgents, and reinflated him.

1248 Alexander made an unsuccessful expedition against the province of Argyle.

1249 July 8. Angus of Argyle had been wont to do homage to the King of Norway for certain lands : Alexander required this homage ; and was preparing to force it, when he died in the island of Kerarry : Succeeded by his son Alexander III.

July 13. Alexander III. was crowned.

1250 The form of the Scottish coin was changed.

1251 Pope Innocent IV. directed a bull to the Bishops of Lincoln, Worcester, and Litchfield, requiring them to examine into abuses in Scotland.

Dec. 26. Alexander, betrothed to Margaret the daughter of Henry III. now married her at York : Alexander did homage to Henry for his English possessions, but refused to do homage for Scotland, although insidiously required.

Henry accused Alan Dureward, justiciary of Scotland, as guilty of ambitious machinations : Dureward, soon after, obtained the favour of his accuser.

Geoffry of Langley was sent by Henry to act in concert with the Scottish nobles, as guardian of the young King, but was soon expelled.

1254 Innocent IV. granted a twentieth of the ecclesiastical revenues in Scotland, during three years, to the English King, for the aid of the Holy Land.

Simon de Montfort, Earl of Leicester, came to Scotland with a secret commission from Henry III.

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- 1255 A faction of the Scottish nobles combined against the Comyns, who had the chief rule in Scotland: Henry espoused the interests of this faction.
- The enemies of the Comyns seized the King and Queen, under pretence of setting them at liberty.
- Aug. 25. Henry marched towards Scotland to second their enterprises.
- Sept. 20. Alexander and his Queen had an interview with Henry at Werk castle, and he with them at Rokesburgh: New regents were appointed. John de Balliol, and Robert de Ros, who had borne the name of Regents, were disgraced. Gamelin, Bishop-elect of St Andrew's, who had been removed from his secular offices, was consecrated by the Bishop of Glasgow, contrary to the injunction of the Regents.
- 1256 Gamelin, having been put out of the protection of the laws, complained to Pope Alexander IV. Alexander, with his Queen, visited London: He obtained a renewal of the grant of Huntington from Henry.
- 1257 The Pope decided in favour of the Bishop Gamelin; but the sentence was disregarded by the Scots.
- The Comyns seized the King and Queen, and reassumed their former power.
- 1258 Alexander assembled an army to fight the disgraced nobles: A coalition of parties ensued, and new Regents were appointed.
- Nov. 6. Henry III. promised his friendship to the new Regents.
- Walter Comyn, Earl of Menteth, died, not without suspicion of poison administered by his wife.

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- 1258 A violent contest ensued concerning his succession, which was terminated by compromise in 1259.
- 1259 Alexander, by the advice of Henry, yielded to the Papal nomination of John de Cheyam to the see of Glasgow.
- 1260 Alexander and his Queen visited London: She bore a child in England, named Margaret.
- 1262 Henry attempted to prevent a rupture between Alexander and Haco King of Norway.
- 1263 Henry paid 500 merks of his daughter's portion, and pleaded his inability to pay more.
- Oct. 2. Haco, King of Norway, invaded Scotland: Overcome by the Scots at Largs: A tempest dissipated his fleet: Haco retired to Orkney and died.
- Jan. 21. A son born to Alexander at Jedburgh, named *Alexander*.
- 1264 Magnus, son of Olave, King of Man, did homage to Alexander at Dumfries.
- An army sent to the western isles for chastising those who were suspected of having favoured the Norwegians.
- A civil war in England: Northampton stormed by the forces of Henry III.
- May 14. Battle of Lewes: Henry III. defeated and made prisoner: John Comyn and Robert Bruce also made prisoners.
- 1265 Aug. 4. Battle of Evesham: Simon de Montfort, leader of the Barons, defeated and slain.
- 1266 Peace with Norway: The *Æbudaë* and Man given up to Scotland: The Scots agreed to pay 4000 merks Sterling to the King of Norway.
- Alexander, with the advice of his clergy, refused to permit the Papal Legate in England to levy

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the expences of his vifitation from the Scottifh clergy.

1267 A quarrel arofe between Alexander and his clergy concerning Sir John de Dunmore, whom the King required to be abfolved from excommunication, without his making fatisfaction: This quarrel was terminated by the prudence of Dunmore.

1268 The Papal Legate fummoned the Scottifh clergy to a council in England: They difregarded his fummons, and refufed to give obedience to the canons enacted in that council.

Clement IV. required the Scottifh clergy to pay a tenth of their benefices to the King of England, in aid of his intended cruifade: Alexander and his clergy rejected the requifition: David Earle of Athole, and Adam Earl of Carrick, with many other Scottifh Barons, engaged in a cruifade: Athole died before Tunis 1269; Carrick, in Paleftine, 1270.

1269 Henry III. attempted to levy the tenth which the Pope had granted him: The Scottifh clergy appealed to Rome: They held a provincial council at Perth, wherein one of their own Bifhops prefided, and enacted canons which continued in force-until the reformation.

1270 A fon born to Alexander, named *David*: He died in his nonage.

1272 Nov. 16. Henry III. King of England, died: Succeeded by his fon Edward I.

1274 July 11. Martha, Countefs of Carrick, the wife of Robert Bruce, Lord of Annandale, bore a fon, *Robert*, Alexander, his Queen, and many of his nobility, at the coronation of Edward I.

Feb. 26. Margaret, Queen of Scotland, died,

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1275

Benemundus de Vicci, vulgarly called *Bagimont*, was employed by the Pope to collect the tenth of ecclesiastical benefices in Scotland, for the relief of the Holy Land: The rent-roll by which this tax was levied, is termed *Bagimont's-roll*.

1277

The Bishop of Durham complained that the Scots had encroached on his boundaries: Commissioners of the two nations were appointed to try the question.

1278 Sept. 29. Alexander, in presence of the English parliament, swore fealty to Edward I. in general terms: Robert Bruce, Earl of Carrick, performed the ceremony of homage for the King of Scots.

1281

Eric, King of Norway, married Margaret the daughter of Alexander.

1282

Alexander prince of Scotland, married Margaret the daughter of Guy Earl of Flanders.

1283

Margaret, Queen of Norway, died, leaving an only child Margaret, *the Maiden of Norway*.

Jan. 28. Alexander, Prince of Scotland, died.

Feb. 5. The succession to the crown of Scotland was settled by Alexander III. and the states.

1284

Edward I. requested from Pope Martin IV. a grant of the tenths in Scotland for the relief of the Holy Land: The Pope granted his request; but with conditions which rendered the grant elusory.

1284

Alexander married Joleta, daughter of the Count de Dreux.

Mar. 16. He was thrown from his horse over a precipice between Burntisland and Kinghorn, and killed on the spot.

April 11. A regency, consisting of six, was appointed in Parliament [at Scone.]

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1288 Sept. 25. Sir Patrick Abernethy and Sir Walter Percy murdered the Earl of Fyfe, one of the guardians : The Earl of Buchan, another of the guardians, died.

Diffentions arose among the four survivors : The Stewart formed an association with certain Scottish Lords, with Gilbert de Clare Earl of Gloucester, and Richard de Burgh Earl of Ulster, and took up arms " in defence of himself and his people."

1289 Eric, King of Norway, interposed, and sent plenipotentiaries to treat with Edward I. concerning the infant queen.

Oct. 3. The guardians appointed three of their number, Frazer Bishop of St Andrew's, Wisheart Bishop of Glasgow, and John Comyn, together with Robert Bruce the father, to assist at this treaty, " saving the liberty and honour of Scotland."

Preliminaries were adjusted at Salisbury.

Edward procured a dispensation from Pope Nicholas IV. for the marriage of his eldest son with the young Queen of Scotland.

The Scots were eager to have the English match concluded, and pressed Eric to send his daughter to England.

1290 Eric was unwilling to yield up his child ; but Edward overcame this obstacle, by distributing bribes among the Norwegian counsellors.

May 15. Edward became bound in a penalty of 3000 merks, payable to the guardians of Scotland, that, before 1st November 1290, Margaret should either be landed in Britain, or that Eric and his nobles should take a joint oath to deliver her.

July 18. A treaty was concluded between the ambassadors of England and the Scots, [at Brigham,] adjust-

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ing the marriage-articles between Margaret Queen of Scots, and Edward, the son of the English King.

1290 Aug. 28. Edward made oath to observe the treaty of Brightham : He appointed Anthony Beck, Bishop of Durham, to officiate as lieutenant in the name of Queen Margaret and the Prince of England ; and he demanded, that all the places of strength in Scotland should be yielded up to him ; but the Scots refused to agree to his demands.

Sept. — Margaret, Queen of Scotland, died in Orkney.

The competitors for the crown of Scotland began to assert their pretensions.

Nov. 28. Edward prepared to visit the north of England ; but his journey was delayed on account of the sickness and death of his consort, Eleanor.

1291 April 16. Edward commanded the Barons of the north and north-west of England, to assemble, with all their powers, at Norham, on the 3d of June.

He also desired the nobility and clergy of Scotland to meet him at Norham, but on an earlier day.

May 10. The nobility and clergy of Scotland had a conference with Edward at Norham : At this conference Edward required that his right of *Lord Paramount of Scotland*, should be acknowledged.

The Scots requested a delay ; but Edward required them to make answer on the morrow.

May 11. Edward allowed the space of three weeks to the Scots, for deliberating and making answer.

May 31. He declared, that the meeting at Norham, in the English territories, should not be held as a precedent.

June 2. He gave audience to the Scots at Upsettlington, on the north bank of Tweed, and asserted his right as Lord Paramount. Robert Bruce, and

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seven other competitors for the crown of Scotland, acknowledged his title, and declared their willingness to receive judgment from him in that character.

1291 June 3. John Balliol and John Comyn appeared, and made a like declaration.

The Chancellor of England protested, in name of the King, That his claiming the *Superiority* should not prejudice his right to the *Property* of Scotland.

June 3. The competitors sealed an instrument, by which they acknowledged Edward as superior of Scotland, requested judgment from him, and became bound to submit to his award.

It was agreed, that the competitors should name eighty commissioners, and Edward twenty-four, or a greater or less number, and that the commissioners named should examine the cause, and make their report to Edward.

June 4. The competitors agreed that feisin of Scotland and its fortresses should be given to Edward.

June 11. This having been performed, Edward restored the custody of the kingdom to the regents; he ordered them to confer the office of Chancellor on Alan Bishop of Caithness, an Englishman, and he added Walter of Agmodsham as his associate in office.

June 12. Gilbert de Umfraville, Earl of Angus, refused to deliver up the castles of Dundee and Forfar, unless Edward, and all the competitors, joined in an obligation to indemnify him. This was granted.

June 15. Edward appointed Bryan Fitzallan to be joined in commission with the Scottish regents. The regents, Bruce, Balliol, Mark Bishop of Sodor,

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and many of the principal Scottish Barons, swore fealty to Edward.

- 1291 July 3. Edward protested, that, if a question concerning the succession to the crown of Scotland again occurred, he should be at liberty to pronounce judgment in England.

Homage from the people of Scotland was required, under various penalties.

- Aug. 3. The competitors put in their claims (at Berwick.)
1292 The auditors having heard the parties, and made a report to Edward,
Edward appointed the claims of Bruce and Balliol to be first tried.

- June 2. The commissioners differed in opinion, as to the question by what law the controversy ought to be determined; and, therefore, referred themselves to the better judgment of the prelates, nobility, and other wise men of England.

Edward appointed a parliament to assemble at Berwick on the 15th of October.

After having consulted with his parliament, upon some preliminary questions, he allowed Bruce and Balliol to be heard at great length.

- Nov. 6. Edward decreed, that Bruce should take nothing in the competition with Balliol; and he appointed the claims of the other competitors to be heard.

John Hastings claimed a third of the kingdom of Scotland, as a divisible inheritance; Bruce made a like claim.

- Nov. 17. All the other competitors either withdrew their claims, or no longer insisted on them.

Edward then decreed, that the kingdom of Scotland was indivisible, and, therefore, that Bruce and

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Hastings should take nothing ; and, by his final award, adjudged the kingdom to Balliol.

1292 Nov. 19. Edward ordered the Regents of Scotland, and the Governors of castles, to give seisin to Balliol.

Nov. 20. Balliol swore fealty to Edward (at Norham.)

Nov. 30. John Balliol was crowned at Scone.

Dec. 26. He did homage to Edward for the kingdom of Scotland (at Newcastle upon Tyne.)

Dec. 31. One Bartholomew, having complained to Edward of a sentence pronounced by the Regents, Balliol contended, that the cause could not be removed from Scotland into the English courts ; but Edward declared, that he would hear that, and every other cause of the like nature, and, if necessary, would summon the King of Scots to appear before him, notwithstanding any temporary concessions which might have been made.

Balliol executed an instrument, by which he declared, that all the obligations which Edward came under, while he had the custody of Scotland, were already fulfilled ; he became bound to ratify whatever Edward had done, and renounced all benefit from the convention at Brigham in 1290.

About this time, many revenue-accounts, and other public writings, were delivered by Edward to the Chamberlain of Scotland, for the use of the Scottish King.

Jan. 4. All the rolls concerning causes heard by the guardians, during the interregnum, were delivered to Balliol.

Edward granted seisin of the Isle of Man to Balliol.

The fees to be paid to the Chamberlain of England by the King of Scots, were fixed in parliament

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at twenty pounds, being the double of what was paid by an Earl.

1292 Feb. 10. Balliol held his first parliament at Scone.

A judgment was given against M'Duff, great uncle of the Earl of Fife, and he was imprisoned for a short space : M'Duff appealed to Edward.

1293 March 25. Edward ordered Balliol to appear before him in person, and to make answer to M'Duff. Balliol having failed to appear, Edward renewed the order.

The English parliament made some standing orders, in cases of appeal from the King of Scots.

Aug. 3. Balliol held his second parliament (at Stirling.) Bruce, the son of the competitor, resigned the earldom of Carrick to his son Robert Bruce. Young Bruce was allowed to do homage, altho' his right was defective in form.

Balliol appeared before Edward, and declined to make answer to the appeal of M'Duff, without the advice of his people. Being required to ask a longer day, or consent to an adjournment, he refused to do either.

The parliament of England declared, That Balliol had been guilty of a contempt of the court of his Lord, and ordered three of his castles to be taken into the custody of Edward, until Balliol should make satisfaction, and that M'Duff should have damages of him ; but they left the determination of the point of civil right to the King of England.

Balliol then craved a delay, until he might consult with his people. Edward staid all proceedings until the Feast of Trinity 1294.

1294

A war broke out between France and England.

A. D.

1294 May. A parliament was held at London, where, it is said, Balliol yielded up the whole revenues of his English estates for three years, in aid of the war against France.

Edward laid an embargo on all vessels within England, and ordered and requested Balliol to do the same in Scotland: He also requested Balliol to send him troops to the war in Gascony; and he required the aid of some Scottish Barons for the same purpose.

The Scots eluded the request, as they were negotiating a treaty with France.

A parliament at Scone. Balliol, under pretence of oeconomy, dismissed all Englishmen from his court. A committee of twelve out of the estates, appointed for regulating all national affairs.

1295 Oct. 16. Balliol perceiving himself suspected by Edward, consented, that, during the war with France, the Bishop of Carlisle should hold the castles of Berwick, Rokesburgh and Edinburgh. Edward promised that they should be restored at a peace.

Oct. 23. Balliol concluded an alliance offensive and defensive with France, (at Paris.)

1296 March 28. The Scots invaded Cumberland, and unsuccessfully assaulted Carlisle.

April 8. They invaded Northumberland, burnt some monasteries, unsuccessfully assaulted Harbottle, and retired.

March 30. Meanwhile Edward besieged Berwick, which had remained in the hands of the Scots; The town was sacked; the castle surrendered.

April 5. Balliol, by the advice of his parliament, renounced his allegiance and fealty to Edward.

April 28. Earl Warenne laid siege to the castle of Dunbar, which the Countess of March had betrayed to the Scots.

A. D.

1296

The Scottish army attacked the besiegers, and were totally routed.

April 29. Edward arrived at Dunbar, and the castle surrendered.

About this time the Scots ordered all beneficed persons, of English birth, to depart from Scotland.

And they declared all partisans of England, and all neutrals, to be traitors, and their estates to be confiscated.

May 13. The Stewart yielded up the castle of Roxburgh, and swore fealty to Edward, and abjured the French alliance. The castles of Edinburgh and Stirling were also yielded up.

July 2. Balliol implored pardon of his offences, and resigned Scotland, its people, and their homage to Edward.

Edward proceeded northwards, and the Scottish Barons crowded in to swear fealty.

July 26. Wisheart Bishop of Glasgow, and other dignitaries of the church, performed that ceremony (at Elgin.)

Edward returned to the south from Elgin. He ordered the *Stone* at Scone to be conveyed to Westminster.

Aug. 28. He held a parliament at Berwick. Robert Bruce the younger, Earl of Carrick, and many of the clergy and laity of Scotland did fealty.

Edward endeavoured, by moderation and lenity, to secure his new conquest; and, having established military and civil governors, departed into England.

1297

William Wallace began to infest the English quarters: He and Sir William Douglas attempted to surprise Ormesby, the justiciary, while he held his court at Scone.

A. D.

1297

The Scots roved over the country, and massacred all Englishmen who came within their power. They marched into the west, and were joined by many persons of rank.

Young Bruce, suspected of favouring that party, was summoned to Carlisle: He made oath to be faithful to Edward; waisted the estate of Douglas with fire and sword, and then joined Wallace.

Sir Henry Percy and Sir Robert Clifford marched against the Scots, who had become enfeebled through dissension.

July 9. The Scottish Barons, without consulting Wallace, submitted to Edward (at Irvine.)

Wallace and Sir Andrew Moray retired into the north.

Edward accepted the submission of the Scots, and set his prisoners at liberty, under condition that they should serve him in his French wars.

The Bishop of Glasgow and Sir William Douglas had treated in name of all the Scots; finding that Wallace would not accept of the terms offered, they voluntarily surrendered themselves to the English. Wallace, in revenge, pillaged the Bishop's house.

Sept. 11. Wallace drew his troops near Stirling: The English rashly attacked him, and were totally routed. In this action Sir Andrew Moray was mortally wounded.

The English were seized with a panic, and abandoned Scotland. Dundee, and the other castles in Scotland, surrendered to Wallace: The Scots took possession of the town of Berwick, which the English had relinquished.

A. D.

1297 Oct. 18. Wallace led his army into England, and remained

Nov. 11. there for three weeks, wasting the country to the gates of Newcastle.

1298 March 29. Wallace, as *Governor of Scotland, in name of King John, and by the consent of the Scottish nation*, made a grant of the constabulary of Dundee to Alexander Skirmischur, his standard bearer.

Edward, who had been for some time in Flanders, returned to England, and summoned the Scottish Barons to meet him at a parliament at Yorke : But they disobeyed his summons.

June 12. While the English army was rendezvousing at Berwick, the Earl of Pembroke landed in the north of Fife : Wallace attacked and defeated him (in the forest of Black Ironside.)

June — Edward invaded Scotland, and took the castle of Dirleton in East Lothian, the only place which made resistance.

While Edward was encamped between Edinburgh and Linlithgow, a quarrel arose between his Welsh and English troops, in which much blood was shed.

Edward, unable through scarcity of provisions to proceed into the west, gave orders for a retreat ; but hearing that the Scots were at Falkirk, he marched to attack them.

July 22. The Scots were totally defeated at Falkirk : Sir John Stewart, Sir John Graham, and M'Duff were slain.

The Scots, in their retreat, burnt the town and castle of Stirling : Bruce, when he heard of the loss of the battle, burnt the castle of Air, and retired into Carrick : Edward could not pursue him, by reason of the want of provisions : Having taken Bruce's castle of Lochmaben in Annandale, Edward returned into England.

A. D.

- 1298 He held a parliament at Carlisle, and bestowed the estates of several of the Scottish Lords on his followers.
- 1299 July 18. By the mediation of the Pope, Edward set Balliol at liberty, and had him conveyed into France.
The Scots chose Lamberton Bishop of St Andrews, Robert Bruce Earl of Carrick, and John Comyn the younger, guardians of Scotland.
The guardians besieged and took the castle of Stirling, which Edward attempted in vain to relieve.
- 1300 Edward invaded Scotland, wasted Annandale, and received the submission of Galloway.
- Oct. 30. By the mediation of France, a truce was concluded with Scotland until Whitsunday 1301, (at Dumfries.)
Wishart Bishop of Glasgow was pardoned by Edward, and received into favour.
Pope Boniface VIII. claimed the kingdom of Scotland.
- Feb. 12. The English parliament made answer to the Pope, and denied his pretensions.
- 1301 May 7. Edward also, in a laboured manifesto, denied the Pope's pretensions.
Edward marched into Scotland, built a castle at Linlithgow, and wintered there.
- Jan. 26. By the mediation of France, a second truce was concluded with the Scots, to endure until the 30th November 1302.
- 1302 Aug. 13. Pope Boniface, relinquishing his pretensions, charged the Bishops of Scotland to submit to the English government.
- Feb. 24. The English army, commanded by John de Segrave, was totally routed by the Scots, under

A. D.

the command of John Comyn and Simon Frazer
(at Roslin.)

1303 May 20. The King of France made peace with England,
without taking any notice of the Scots, (at
Paris.)

May 21. Edward invaded Scotland, besieged and took the
to Oct. 10. castle of Brechin, and subdued all the north of
Scotland.

He dispersed the Scots assembled near Stirling.

Feb. 9. Comyn and his followers submitted to Edward, (at
Strathord,) and obtained pardon, under certain
conditions. The only conditions which they
made for Wallace were, that he should render
himself up at the will and mercy of the King, if
it shall seem good to him.

Edward assembled a parliament at St Andrew's ;
sentence of outlawry was pronounced in it against
Wallace, Simon Frazer, and the garrison of Stir-
ling.

1304 July 24. Edward besieged the castle of Stirling. Sir Wil-
liam Oliphant, the governor, surrendered it up,
after an obstinate defence for three months.

Robert Bruce, son of the competitor, died. Ed-
ward gave seisin of Annandale to his son the
Earl of Carrick.

1305 June 11. The Earl of Carrick entered into a secret affoci-
ation with Lamberton Bishop of St Andrew's.

Aug. 23. Wallace having been apprehended, was tried and
executed, [at London.]

Sept. 23. Edward made a total settlement of Scotland, with
the advice of Wisheart Bishop of Glasgow,
Bruce, and John de Moubray.

Oct. 15. He granted an indemnity to the Scots, under cer-
tain conditions.

Feb. 10. Robert Bruce Earl of Carrick slew John Comyn of
Badenoch, [at Dumfries.]

A. D.

1306. Mar. 27. Robert I. was crowned at Scone.

29. He was again crowned by Isabella de Fife Countess of Buchan, officiating for the heir of M'Duff.

Edward I. prepared to revenge the death of Comyn, and to quell the insurrection in Scotland, but sickened at Carlisle.

June 19. Robert Bruce came before Perth; was attacked and defeated at Methven, by Aymer de Valence Earl of Pembroke.

August 11. Bruce was defeated by the Lord of Lorn, at Dalry.

He eluded the pursuit of his enemies, and escaped to Rachrin, on the northern coast of Ireland.

Edward I. inflicted various punishments on the partizans of Bruce.

Oct. 23. James, the Stewart of Scotland, did homage to Edward I. at Lanercost, near Carlisle.

Feb. — Bruce and his adherents were excommunicated by the cardinal legate at Carlisle.

Bruce passed over from Rachrin to Arran, and from thence to Turnberry in Carrick, surpris'd the English in their cantonments; but was obliged by superior numbers to take shelter among the hills.

Feb 9. Thomas and Alexander, the brothers of Bruce, landed in Galloway, were defeated by Duncan M'Dowal, made prisoners and executed.

March 19. Sir James Douglas surpris'd the English, at Douglas castle, and put them to the sword.

1307 Bruce defeated the Earl of Pembroke at Lowdownhill.

After having made a vain attempt on the castle of Air, Bruce was again obliged to take shelter among the hills.

The English burnt the monastery of Paisley.

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A. D.

1307 July 7. Edward I. died on his march against the Scots, at Burg on Sande in Cumberland.

August 28. Edward II. having entered Scotland, impowered the Earl of Pembroke to receive the Scots to mercy, under certain exceptions.

Edward II. ingloriously returned into England.

Sept. 13. He appointed the Earl of Richmond guardian of Scotland in the room of Pembroke.

Bruce invaded Galloway. Was put to flight by the guardian, and retired into the north.

Dec. 25. The Earl of Buchan attacked Bruce, and was discomfited.

1308. May 22. The Earl of Buchan, and Moubray, an English commander, totally routed by Bruce, at Inverury.

Sir David de Brechin, and other Scotsmen, abandoned the English.

About this time, according to common report, the citizens of Aberdeen, and other partizans of Bruce, stormed the castle of Aberdeen, slew the English garrison, razed the fortifications, and defeated the English, who endeavoured to regain that castle.

June 29. Edward Bruce invaded Galloway, overthrew the enemies of Scotland, expelled the English, and subdued the country.

Sir James Douglas surprized and made prisoners Alexander Stewart of Bonkill and Thomas Randolph, the King's nephew. Randolph having spoken petulantly to the King, was committed to close custody.

1308. July 16. James the Steward of Scotland died.

August 23. Bruce invaded Lorn, defeated the troops of Lorn at Crethinben, and made himself master of that country.

A. D.

1308, Aug. 11. William de Lambyrton, Bishop of St Andrews, having been received into favour with the English, undertook to publish the sentence of excommunication against Bruce and his adherents. Edward II. made frequent changes in the office of guardian of Scotland.

Philip King of France endeavoured to promote a reconciliation between Edward II. and Bruce.

Edward, through the mediation of the King of France, consented to a truce with the Scots; but he presently charged them as guilty of violating the truce, and summoned his barons to march against them.

August 2. Edward complained to the King of France of the duplicity of de Varennes his ambassador, who had sent dispatches openly to the *Earl of Carrick*, and secretly to the *King of Scots*.

The King of France, by other ambassadors, solicited a truce for Scotland. Edward consented to negotiate at the request of the King of France, as his father-in-law, and friend, but not as an

ally of Scotland.

Nov. 29. Dec. 3. Bruce besieged the castle of Rutherglen. It was relieved by the young Earl of Gloucester.

Feb. 16. The negotiations with Scotland were renewed. The Bishop of St Andrews was one of the commissioners on the part of England. A truce was concluded; but the Scots disregarded it.

24. The Scottish clergy issued a declaration, importing, that they, together with the rest of the nation, had assumed Robert Bruce for their Sovereign.

1310 Edward II. made preparations for invading Scotland.—The English barons, disgusted at his government, repaired slowly to the royal standard,

A. D.

- 1310 Sept. He invaded Scotland ; penetrated by Seikirk and Biggar to Renfrew, and then retired to Berwick, while Bruce remained on the defensive.
- Dec. 9. Edward II. issued a proclamation, prohibiting his subjects, under pain of forfeiture, from supplying the Scots with military stores.
- Bruce projected an invasion of the isle of Man, but was prevented by the vigilance of the English.
- 1311 William Binnock, a poor peasant, won the castle of Linlithgow from the English by stratagem.
- July 14. Edward II. again purposing to invade Scotland, ordered a rendezvous of his forces at Rokeburgh.
- Bruce invaded England, and ravished the country about Durham.
- Jan. 8. Bruce took Perth by escalade.
- 26. Edward II. empowered the Earl of Athole, and others, to conclude a truce with the Scots.
- Feb. 8. He endeavoured, by conferring favours, to secure the fidelity of such of the Scots as had hitherto remained in his interest.
- 1312 Bruce invaded England, burnt great part of Durham, and threatened to besiege Berwick. Edward II. fixed his residence at Berwick.
- Bruce took the castles of Butel, Dumfries, and Dalwinton, and many others.
- Mar. 6-7. Douglas surprised the castle of Rokeburgh.
- 14. Randolph, guided by one William Frank, surprised the castle of Edinburgh.
- 1313 The Earl of Athole revolted to the Scots.
- May 17. Through the mediation of France, conferences for a truce with Scotland were renewed.
- 23. The Scots ravished Cumberland.
- June 11. Bruce subdued the isle of Man.

A. D.

- 1313 July Edward II. attempted to assemble forces for resisting the Scots, but was thwarted by the Earl of Lancafter, and other discontented barons. Such of the Scots as continued in the English interest sent a deputation to Edward II. representing their distresses, and imploring aid. Edward
- Nov. 28. dismissed the deputies with many fair promises. Edward Bruce, brother of the King of Scots, took the castles of Rutherglen and Dundee, and besieged the castle of Stirling. Philip de Moubray agreed to surrender it, unless relieved on the 24th June 1314.
- Bruce ratified this singular capitulation.
- 1314 Edward II. made great preparations for the relief of the castle of Stirling. He invited many Irish chiefs to his aid; and he summoned his English subjects in Ireland to join the army under the command of the Earl of Ulster.
- Mar. 26. May 27. He ordered a great army to be assembled for the succour of the castle of Stirling. Bruce assembled his army at Torwood, between Falkirk and Stirling; and he chose the ground on which he was to combat the English.
- June 23. Edward II. with his army, came in sight of the Scots, who were posted between Stirling and the stream called Bannockburn.—There were skirmishes, this day, in which the Scots had the advantage.—Bruce slew Henry de Bohun in single combat.
- 24. The two nations fought.—The English were totally routed.—Edward II. fled sixty miles without halting. The Earl of March threw open the gates of his castle of Dunbar to Edward; and conveyed him by sea into England.

A. D.

1314

The castle of Stirling surrendered according to treaty. Moubray, the governor, entered into the service of Scotland.

The castle of Bothwell was besieged. The Earl of Hereford, who had taken refuge *there* after the rout at Bannockburn, capitulated.

Edward Bruce, and Douglas, wasted Northumberland, laid the bishoprick of Durham under contribution, penetrated to Richmond in Yorkshire, burnt Appleby, &c. and returned home loaded with plunder.

Aug. Edward II. summoned a parliament at Yorke, in order to concert measures for the public security.

10. He appointed the Earl of Pembroke, late guardian of Scotland, to be guardian of the country between the Tweed and the Trent.

Sept. 18. Bruce having made overtures for peace, Edward II. appointed commissioners to treat with the Scots.

Oct. 17. The Scots again invaded England, and levied contributions.

John Balliol died, leaving his son Edward heir to his fatal pretensions.

1315

The Scots invaded England, penetrated into the bishoprick of Durham, and plundered Hartlepool.

April 26. The succession to the crown of Scotland was settled in parliament at Air.

July. Bruce besieged Carlisle, but was repulsed. The Scots also failed in an attempt to surprize Berwick.

Walter, the Stewart of Scotland, married Marjory, daughter of the King of Scots.

The Irish of Ulster implored the aid of Bruce against the English, and offered to acknowledge

A. D.

1315

his brother Edward for their Sovereign. Bruce accepted their offers.

May 25. Edward Bruce landed at Carrickfergus, in the north of Ireland, with 6000 men.

Aided by his new subjects, he wasted the possessions of the English settlers.

June 29. The Scots stormed, plundered and burnt Dundalk : They burnt Atherdee, and other places.

Richard de Burgh, Earl of Ulster, assembled forces to oppose Edward Bruce.

July 22. Edmond Butler, Justiciary of Ireland, having gathered together the forces of Leinster, offered to assist the Earl of Ulster ; but the Earl scornfully rejected his assistance.

Sept. 10. The Earl of Ulster was surprised and defeated by the Scots at Coyners.

15. Randolph went into Scotland for reinforcements.

Dec. 6. Edward Bruce besieged the castle of Carrickfergus. Raised the siege. Randolph brought over a reinforcement of 500 men.

The Scots penetrated into Kildare.

Jan. 26. The Scots defeated the English under the command of Butler the Justiciary, near Arscoll in Kildare.

Feb. 14. Edward Bruce was compelled, by want of provisions, to retreat towards Ulster.

Roger Lord Mortimer endeavoured to cut off his retreat. The troops of Mortimer were dispersed by the Scots, at Kenlis in Meath.

March. Edward Bruce acted as Sovereign in Ulster. Randolph went again into Scotland for fresh reinforcements.

In the course of this year Bruce subdued the western isles.

2. Marjory, daughter of Bruce, and wife of Walter, the Stewart of Scotland, brought forth a son, Robert, and soon after died.

A. D.

1316 April 11. Edward Bruce resumed the siege of the castle of Carrickfergus. Lord Mandeville entered the castle with succours, sallied out and surprised the Scots. While pursuing his advantage, he was slain, and the troops of the sally were cut to pieces.

May 2. Edward Bruce was crowned King of Ireland.

31. The garrison of the Castle of Carrickfergus agreed to surrender, unless relieved within a certain day; that term having elapsed, they desired the Scots to send a detachment to take possession. They seized the detachment, and persisted in maintaining the castle.

Bruce, having committed the charge of his kingdom to the Stewart and Douglas, conducted a reinforcement to his brother.

The garrison of the castle of Carrickfergus, after having endured the extremities of famine, surrendered.

Oct. 25. The English appeared in Ulster, and defeated a part of the Scottish army.

Feb. 16. Bruce and his brother, by forced marches, entered the province of Leinster, and approached to Dublin. The inhabitants of Dublin made preparations for defending their city.

Feb. 23. to The Scots, after having remained some days in the

March 12. neighbourhood of Dublin, marched to Callen in Kilkenny, and continued their progress to Limerick.

1317 March 31. The English assembled their whole forces in the neighbourhood of Kilkenny.

April 7. Roger Lord Mortimer arrived from England in the character of deputy. He ordered that no attempt should be made against the Scots until he joined the army.

A. D.

1317 May. Meanwhile the Scots, having eluded the enemy, retreated leisurely into Ulster.

During the absence of Bruce, the English made several unsuccessful attempts against Scotland. The Earl of Arundel invaded the forest of Jedburgh; Douglas drew him into an ambush, and defeated his troops. Edward de Cailaud invaded Teviotdale. Douglas routed his troops, and slew him. Robert Neville sallied out from Berwick against Douglas, was defeated and slain. The English invaded Scotland by sea, landed near Inverkeithing, and routed the Earl of Fife, and others who opposed their landing. William Sinclair, Bishop of Dunkeld, rallied the fugitives, attacked the English, and drove them back to their ships.

Pope John XXII. dispatched two cardinals into Britain to proclaim a papal truce for two years between the English and the Scots; and he conferred on the cardinals a discretionary power of excommunicating Bruce, and whomsoever else they thought fit.

Sept. The cardinals sent messengers to Bruce. He refused to receive letters not addressed to *the King of Scots*, and dismissed the messengers with a mild, but resolute answer.

Dec. 20. The cardinals sent Adam Newton, a Minorite friar, to proclaim the papal truce in Scotland. The King of Scots turned him back to Berwick unheard. The friar, in his return, was way-laid, stript, and robbed of all his parchments, letters, and instructions.

1318 March 28. Randolph and Douglas, conducted by one Spalding, a malecontent citizen of Berwick, surprised

A. D.

the town of Berwick. The garrison of the castle sallied out to regain the town; but was repulsed, chiefly by the valour of Sir William Keith of Galston.

1318

Bruce attacked and won the castle of Berwick. He committed the defence of the town and the castle to the Stewart.

The Scots invaded Northumberland, and took the castles of Werk, Harbottle, and Mitford.

May

They again invaded England, penetrated into Yorkshire, burnt Northallerton, Borough-bridge, Scarborough, and Skipton in Craven, and exacted contributions from Rippon.

June 28.

The Pope commanded Bruce, and his adherents, to be excommunicated for their contempt of the papal truce.

June 8.

Edward II. summoned his forces to assemble at York for defence of the country.

Sept.

A parliament, held at London, appointed an army to be raised, the quotas of soldiers being furnished by the different cities and towns. This army was assembled; but, on account of party animosities among the soldiers, was immediately disbanded.

Oct. 5.

Edward Bruce, contrary to the opinion of all his officers, fought the English under Lord Bermingham, at Fagher near Dundalk. His army was totally defeated and dispersed, and himself slain.

Dec.

The death of Marjory, the King's daughter, and of Edward, his brother, made new arrangements necessary as to the regal succession. They were accordingly settled in parliament at Scone. Many wise and salutary laws were enacted in that parliament.

A. D.

1318

About the same time, the two cardinals, who resided in England, pronounced the sentence of excommunication against Bruce and his adherents.—From Scotland messengers were sent to solicit the repeal, and from England, the confirmation of this sentence.

The Pope having been informed, by the English King, of a correspondence by letters between Avignon and Scotland, imprisoned the Scots who were within his territories, and the persons who had corresponded with Scotland.

1319

Robert Count of Flanders refused to prohibit trade with Scotland, "because Flanders was the common country of all men, and prohibitions as to trade would ruin his people."

April 24. Edward II. obtained leave from the Pope to treat with certain concealed traitors in Scotland.

July 20, and 24. Edward II. resolved to regain Berwick. He requested the prayers of the clergy, together with a great loan, and ordered his forces to assemble at Newcastle upon Tyne.

Sept. 7. The English drew lines of countervallation round Berwick, assaulted the town, and were repulsed.

13. They made a general assault, and were again repulsed. The Stewart distinguished himself by his courage and conduct in defence of Berwick.

Fifteen thousand Scots, under Randolph and Douglas, entered England by the west-marches, wasted Yorkshire, and fought and overcame the Archbishop of York, and his followers, at Mitten, near Burrough-bridge.

20.

The northern barons, whose estates were most exposed to the inroads of the Scots, forced Edward II. to raise the siege of Berwick. Edward in vain attempted to cut off the retreat of the Scots.

A. D.

1319

Commissioners were appointed for negotiating a treaty between the two nations.

Nov. 17. The Pope interposed, and ordered the general sentence of excommunication to be published against Bruce, and his adherents, and also the ancient sentence against Bruce for the slaughter of Comyn.

Dec. 21. A truce, until Christmas 1321, was concluded between the two nations.

1320 April 6. In a parliament held at Aberbrothock, the barons, freeholders, and whole community of Scotland, drew up a letter to the Pope, asserting their independency, and justifying their cause.

William de Soulis, and other persons of quality, conspired against Bruce. The Countess of Strathern revealed the conspiracy.

August. The conspirators were tried in a parliament at Scone. Some of them were condemned and executed.—Soulis, and the Countess of Strathern, were imprisoned for life.

July 12. The Pope addressed a Bull to Edward II. recommending peace with Scotland.

Bruce, by his ambassadors, applied to the Pope for a repeal of the sentence of excommunication. The Pope questioned the power of the ambassadors, but allowed Bruce again to apply.

1320

Sept. 15. Edward II. appointed commissioners for treating of peace with Scotland.

Nov. 17. Edward II. appointed commissioners for receiving into favour all the Scots who might be desirous

Dec. 11. of reconciliation with England; and granted an indemnity, with few exceptions.

1321 May 14. Edward II. stopt certain letters sent by the Pope to Bruce, because they contained expressions which it was not held safe to communicate to the Scots.

A. D.

1321 Dec. 7. The Earl of Lancaster entertained a treasonable correspondence with the Scots.

The Scots invaded Northumberland, and the Bishoprick of Durham.

Feb. The Earls of Lancaster and Hereford rose in arms against their Sovereign.

Mar. 16. They were defeated near Burrough-bridge by Sir Andrew Hartcla. Hereford was slain. Lancaster yielded himself up.

22. The Earl of Lancaster was tried, found guilty, and beheaded.

1322. Mar. 25. Sir Andrew Hartcla was made Earl of Carlisle, and had a pension of 1000 marks yearly.

Edward II. informed the Pope that he had suppressed the rebellion, and was preparing to invade Scotland; and he declared that he would no longer listen to any proposals for a truce.

Meanwhile the Scots invaded England, penetrated into Lancashire, and spoiled the country without opposition.

August. Edward II. having requested the Pope to enforce the sentence of excommunication against the Scots, invaded Scotland.

Bruce ordered the whole cattle and flocks to be driven off from the Merse and Lothian, and fixed his camp at Cardross, on the north side of the Frith of Forth.

Edward II. advanced to Edinburgh, but was obliged to retreat for want of provisions. His soldiers plundered the abbeys of Holy-rood and Melros, and burnt Dryburgh. It was computed that one half of the English army died in this campaign.

Sept. 5. Edward II. appointed Andrew Hartcla guardian of the west marches, and the Earl of Athole of the east.

A. D.

1322

The Scots besieged Norham. They surpris'd Edward II. at Biland in Yorkshire, storm'd his camp, and defeated his army.

The Scots waſted Yorkshire, and continued their incursions to Beverly in the Eaſt-riding.

Feb. 1. Andrew Hartcla having engaged in a treasonable correspondence with the Scots, was arrested as a traitor.

5. Edmund Earl of Kent, brother of the English King, was appointed ſole guardian of the marches.

27. Commiſſioners were appointed for the trial of Hartcla.

Mar. 2. Hartcla was condemn'd to be degraded, and to ſuffer as a traitor. This ſentence was immediately executed.

21. Edward II. agreed to a ceſſation of arms "with the men of Scotland." Bruce would not, until he was treated as "a principal party."

1323. Mar. 30. Edward II. demanded the opinion of his counſellors, as to the expediency of a truce. Henry de Beaumont refuſing to give any opinion, was removed from the council board.

30. The treaty of truce, to endure until the 12th June 1336, was concluded at Thorpe near Yorke.

June 7. Bruce, under the ſtile of *King of Scotland*, ratified the treaty at Berwick, with the conſent of his Biſhops, Earls, and Barons.

Meanwhile, Edward II. requeſted the Pope to publiſh the ſentence of excommunication againſt Bruce and his adherents, but the Pope would not.

Bruce ſent Randolph to the papal court, who prevail'd with the Pope to beſtow the title of *King* on Bruce.

A. D.

1323 Jan. 13. The Pope, reflecting that his concessions were too ample, apologized to the English King.

Mar. 5. A son was born to Bruce at Dunfermline—named *David*.

1324. April 1. Edward II. remonstrated against the concessions which the Pope had made to Randolph, the Scottish ambassador.

July 2. Edward II. required Edward, the son of John Balliol, to come to his court.

Nov. 8. Commissioners appointed for a treaty of peace between the two nations.

The Scots prayed to be reconciled to the church.

Edward II. prevailed on the Pope to reject their prayer, until restitution of Berwick should be made. But the Scots rather chose to remain excommunicated than to restore Berwick.

1326. The parliament, held at Cambuskenneth, took an oath for the performance of fealty and homage to *David*, the King's son, and his issue, whom failing, to *Robert Stewart*.

Andrew Moray of Bothwell, married *Christian*, sister of the King of Scots, and widow of Sir Christopher Seaton.

April. Randolph, ambassador from Scotland, concluded an alliance offensive and defensive, with France, at Corbeil.

9. Walter Stewart, the King's son-in law, died.

Jan. 24. Edward II. resigned his crown to Edward III. a youth of 15.

Mar. 4. 8. Edward III. renewed the negotiations for peace with Scotland, and ratified the truce.

April 5. Having received intelligence that the Scots had resolved to infringe the truce, he summoned his barons to meet him in arms at Newcastle, but without discontinuing the negotiations for peace.

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1326. May 18. He contracted with John de Beaumont, brother of the Count of Hainault, for a body of heavy-armed cavalry.

July 12. He invited Edward Balliol from France.

15. He fortified Yorke.

June 15. Meanwhile, Randolph and Douglas invaded England by the west marches, with an army of 20,000, chiefly horsemen.

July 13. Edward III. with an army of 50,000, came to Durham, in order to oppose the invaders.

Aug. 1. The English army came in view of the Scots.

4. Douglas surprised the English camp at Stanhope-park, and assaulted the King's tent. On being repulsed, he made good his retreat.

6. The Scots, when their retreat appeared to be cut off, disengaged themselves by a skilful movement, and retired without loss.

15. Edward III. having marched to Yorke, disbanded his army.

Bruce besieged the castle of Norham. Randolph and Douglas made an unsuccessful attempt on the castle of Alnwick.

Oct. 9. Henry de Percý, and others, were appointed plenipotentiaries for concluding a peace with Scotland. The treaty, however, was managed by Mortimer for the English, and Douglas for the Scots.

Oct. 26. Elizabeth, the consort of the King of Scots, died.

Dec. 10. The commissioners for the treaty met at Newcastle, and drew up articles of pacification, Edward II. summoned a parliament to meet at Yorke for deliberating on the articles.

Jan. 25. Meanwhile, a short truce was concluded with Scotland.

Mar. 1. In the parliament at Yorke Edward II. consented,
 " That Scotland should remain unto Robert

A. D.

‘ King of Scots, and his heirs and successors,
‘ free, and divided from England, without any
‘ subjection or right of service.”

1328. April. In a parliament at Northampton, peace was concluded with Scotland.

July 12. In consequence of an article in the treaty of Northampton, David Prince of Scotland, married Johanna the daughter of Edward II. at Berwick.

1329. June 7. Robert Bruce, the restorer of the Scottish monarchy, died at Cardross, and was succeeded by his only son *David II.*

In consequence of the act of settlement 1318, Randolph assumed the character of Regent.

1330. June Douglas had promised to convey the heart of Bruce to the Holy Land: He set out on this expedition: Having heard that Alphonso, King of Leon and Castile, waged war with the Moors in Granada, he resolved to fight the infidels in his progress to Jerusalem.

Aug. 25. Douglas, incautiously pursuing the enemy, was slain near Teva, on the frontiers of Andalusia.

1331 Nov. 24 David II. and his consort Johanna, were anointed and crowned at Scone.

Edward Balliol began to revive his pretensions to the crown of Scotland.

Mortimer, the great minister in England, having been disgraced, and executed, Edward III. required the Scottish regency, in terms of the treaty of Northampton, to restore the estates of Henry de Beaumont, and Thomas Lord Wake, who had been enemies of Mortimer. The Regent, distrusting the sincerity of the English in performance of the other articles of the treaty of Northampton, delayed the per-

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formance of the article as to Beaumont and Wake.

1331

Balliol and the disinherited barons, under the guidance of Henry de Beaumont, resolved to invade Scotland with an army of 400 men at arms, and 3000 infantry, which they had assembled.

1332 Mar. 24.

Edward III. would not permit them to march into Scotland, and issued a specious proclamation enforcing observance of the treaty of Northampton.

Balliol and his followers, without any obstacle, embarked at Ravenshere in Holderness.

Randolph had assembled an army, and marched to Colbrandspath, on the frontier of East Lothian; but hearing of the embarkation, he marched northwards.

July 20. He expired on his march, at Musselburgh.

Aug. 2. The Scottish parliament at Perth, elected Donald Earl of Marre to the office of Regent.

9. Edward III. impowered Henry de Percy to punish all his subjects who should presume to array themselves in contempt of his proclamation of the 24th March, and also impowered Percy to arm for repelling an imaginary invasion of the Scots.

July 31. Balliol appeared in the Frith of Forth.

He landed near Burntisland, in Fife, and routed the Earl of Fife, who, with troops hastily gathered together, opposed the landing.

Aug. 11. Balliol encamped near Fort-Teviot, with the river Earn in front.

The Earl of Marre, with a numerous army, encamped at Duplin, on the opposite bank of the river. The Earl of March, with another army, approached, and quartered at Auchterarder, eight miles to the west of Fort-Teviot.

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1332 Aug. 12. Balliol, being thus in imminent jeopardy, crossed the river by night, surprised and totally defeated the Scots. The Earl of Marre, and many other persons of distinction, were slain.

The Earl of Fife, having been made prisoner, submitted to the victors.

13. Balliol took possession of Perth, and hastily fortified it.

The Earl of March's troops hurried on to assault Perth; but instead of assaulting, blockaded it.

John Crabbe, a Fleming, in the service of Scotland, came with a fleet of ten ships to the mouth of the river Tay. He took a ship belonging to Henry de Beaumont. He was soon after defeated, in a general engagement, and his whole

Aug. 24. fleet was burnt.

The Earl of March abandoned the blockade of Perth, and ordered his troops to disperse.

Sept. 24. Edward Balliol was crowned at Scone; Duncan Earl of Fife and William Sinclair Bishop of Dunkeld, assisted at the solemnity.

He repaired to the south of Scotland, intrusting the custody of Perth to the Earl of Fife.

Oct. 7. James and Simon Frasers, and Robert Keith, surprised Perth, and razed its fortifications. The English said that the Earl of Fife, the governor, betrayed the town.

The Scots who remained faithful, conferred the office of Regent on Sir Andrew Moray of Bothwell.

Edward III. having been counselled by his parliament to draw near the Scottish frontiers, repaired to York.

Nov. 23. Balliol, at Rokesburgh, made a solemn surrender of the liberties of Scotland to the English King; became bound to put Berwick, and its appurte-

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nances, into his hands; offered to marry the Princess Johanna, and to provide for the maintenance of her infant husband, David II. and also to serve the English King in all his wars, excepting in England, Wales, and Ireland.

1332

He renounced even this exception, on Edward III. becoming bound to maintain him in the possession of Scotland.

Oct. 26. Edward III. without mentioning the revolution in Scotland, requested the Pope to prefer Robert, de Ayleston to the see of St Andrews, because he was well affected to England, and 'the plighted fidelity of the Scots was frail.'

Dec. 15. Edward III. in addressing the Pope, on another occasion, was silent as to Balliol's submission.

14. Just about the same time, he appointed plenipotentiaries to treat with the ambassadors from the Regent and the barons of Scotland.

Many of the Scottish royalists submitted to the conqueror. The Earl of March, and Archibald Douglas, obtained a truce until the 2d of February.

16. John Randolph, now become Earl of Moray, Archibald Douglas, the youngest brother of the renowned Douglas, together with Simon Fraser, surprised Balliol at Annan. Henry, his brother, was slain; himself, almost naked, escaped into England.

Feb. 12. Balliol, now an exile, appointed commissioners to swear to the performance of his promises to the English King.

Mar. 23. The Scots having made incursions into the English borders, Edward III. proclaimed that *they* had violated the treaty of Northampton.

9. Balliol, having been joined by many English barons, returned to Scotland, took and burnt the

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castle of Oxnam in Teviotdale, fixed his quarters near Rokesburgh, and prepared to besiege Berwick.

1333

Archibald Douglas, with 3000 men, invaded Cumberland, and wasted the district of Gillelland. Sir Anthony de Lucy made an inroad into Scotland, defeated and made prisoner William Douglas, called *the Knight of Liddesdale*, near Lochmaben.

1333 Mar. 28. Edward III. commanded the knight of Liddesdale to be put in irons.

Sir Andrew Moray, the Regent, attacked Balliol's troops at the bridge of Rokesburgh. While attempting to rescue Ralph Golding, who had advanced too far, he was made prisoner.

Archibald Douglas was acknowledged as Regent, by the Scots.

Mar. 30. Edward III. ordered an army to rendezvous at Newcastle.

May 7. He rejected the solicitations of the King of France in behalf of the Scots; and declared, that he was resolved to chastise their outrages.

20. He ordered the Isle of Man to be seized in his name; and, soon after, he made it over to William de Montague.

Edward III. and Balliol, laid siege to Berwick.

The besieged, although successful in burning great part of the enemy's fleet, were reduced to extremities.

July 11. The Regent appeared with an army in the neighbourhood; attempted to relieve Berwick, but in vain; marched into Northumberland, and made an unsuccessful attack on Bamburgh castle, where Phillips, the consort of Edward III. resided.

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1333

During a general assault, Berwick was set on fire, and great part of it burnt. The inhabitants insisted to capitulate. It was agreed that the town and castle should be surrendered, unless relieved on the 19th of July.

19. The Regent returned out of Northumberland, attacked the English at Halidon, and was totally defeated. He was made prisoner, and died of his wounds. The Earls of Lenox, Ross, Sutherland, Menteth, Carrick, and Athole, [Campbell,] with many other persons of distinction, were slain.

Berwick surrendered to the English.

26. Edward III. granted his protection to the Earl of March, who had commanded in Berwick, and appointed him to an important office.

The castles of Dunbarton, Lochleven, Urquhart, and Kildrummy, with a strong-hold in Lochdoun, were the only places in Scotland which remained in possession of the partizans of David II.

1333

Malcolm Fleming conveyed David II. and his consort, from Dunbarton into France.

Oct. Balliol held his first parliament.

Edward III. summoned Balliol to his parliament; but Balliol excused himself, by reason of the unsettled state of Scotland.

Feb. 10. Balliol held a parliament at Edinburgh.

12. In that parliament, the treaty between Balliol and his liege-lord was ratified.

1334. June 12. Balliol surrendered great part of the Scottish dominions, to be annexed for ever to England; at Newcastle upon Tyne.

June 15 & 21. Edward III. appointed officers of justice in his new dominions.

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1344 June 18. Balliol did homage to Edward III, for the whole kingdom of Scotland, and the isles adjacent; at Newcastle upon Tyne.

June 18. The private estates of Balliol happening to have been *comprehended* under the general words of Balliol's cession, Edward III. declared them *excluded*, "because he had too much reverence for God, justice, and good faith, to mean that the cession should be prejudicial to private rights."

August A quarrel arose among the *disinherited*, or *claimants*, who had supported the cause of Balliol. Alexander de Moubray claimed an inheritance as heir-male of his brother John de Moubray. Henry de Beaumont, Earl of Buchan, and David de Strathbolgie, or Hastings, Earl of Athole, espoused the cause of the heirs-general. Perceiving that they were not heard, they left the court in disgust. Balliol dismissed Moubray, and courted his opposers.

Sir Andrew Moray of Bothwell having been released from captivity, assembled the surviving friends of Scotland. Alexander de Moubray joined him; and Geoffrey de Moubray, governor of Rokesburgh, revolted to the Scots.

Richard Talbot, an eminent person among the *disinherited Lords*, endeavoured to pass into England from the north. He was intercepted, defeated, and made prisoner, by Sir William Keith of Galston.

The Regent and Sir Andrew Moray, with Moubray, besieged Henry de Beaumont in his Castle of Dundarg; and, on his capitulating, allowed him to depart into England.

The Stewart, who had lain concealed in Bute, took arms, won the castle of Denoon in Argyle,

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1334.

shire, and made himself master of Bute, and the territory of Renfrew.

Godfrey de Ross, the English governor of Airshire, submitted to the Stewart.

The Earl of Moray had escaped into France after the battle of Hallidon : He now returned. The Scots acknowledged him and the Stewart as joint Regents.

The Earl of Moray suddenly invaded the territories of (Hastings) Earl of Athole, cut off all supplies, and compelled him to surrender. Athole went over to the Scots.

Balliol again fled to England for protection.

Nov. 14. Edward III. marched into Scotland to quell the insurgents,

Dec. Balliol, with a detached body, wasted Avondale, and the neighbouring country.

25. He royally celebrated Christmas at the castle of Renfrew ; distributing lands and offices among his guests.—His chief favourite was William Bullock, an ecclesiastic.

Edward III. led the rest of his army into the Lothians, and ruled at pleasure.

Patrick Earl of March renounced his fealty to Edward III.

1335 John de Strivelin [or Stirling] besieged Alan de Vipont in the castle of Lochleven.

June 19. While he was celebrating the festival of St Margaret at Dunfermline, the Scots surprised and destroyed his works.

John de Strivelin passionately vowed, never to desist from his enterprise, untill he had overthrown the castle, and put the garrison to the sword : Yet he raised the siege.

April The Stewart and the Earl of Moray, Regents, held a parliament at Dairfy, (near Coupar in

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1335

Fife.) The members, distracted by party-animosities, separated without concerting any general plan of defence.

July 11. France had offered her mediation; but the English parliament rejected all terms of peace; and Edward III. again invaded Scotland, and marched with Balliol, towards Perth.

30. Count Guy of Namur landed at Berwick with a body of foreign auxiliaries, and advanced to Edinburgh. He was encountered, and vanquished, at *the Borough Muir*. He and his troops were allowed to depart, on their promise not to serve again in the Scottish wars.

The Earl of Moray, Regent, while he returned from escorting Count Guy, was set upon and made prisoner, by William de Preffen, warden of Jedburgh.

Aug. 18. The Moubrays, and others, pretending to have powers from the Earl of Athole and the Stewart, concluded a treaty with Edward III. at Perth.

24. Edward III. granted a pardon to the Earl of Athole, restored him to his English estates, and appointed him Lieutenant in Scotland.

Athole, invested with new authority, punished the partizans of the cause he had deserted. He besieged the castle of Kildrummy. Sir Andrew Moray and the Earl of March, having collected 1100 men, surprised Athole in the forest of Kilblain. Athole, abandoned by his troops, was slain.

Dec. 12. Balliol concluded a treaty with John, Lord of the Isles, on very disadvantageous terms.

Edward III. made grants of his new acquisitions to his principal Lords.

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1335 Jan. 27. After having lent L. 300 to Balliol, he settled a daily pension on him of five marks, to be enjoyed during pleasure.

Sir Andrew Moray assembled a parliament at Dunfermline, and was acknowledged by that assembly as Regent.

A short truce had been granted to the Scots, through the mediation of the ambassadors from the Pope and the King of France, and had been renewed from time to time; nevertheless, the Scots still kept the field. Edward III. re-

March 8. newed the truce, on condition that the Scots should desist from the blockade of the castles of Coupar and Lochindorp, and not besiege any other fortresses.

1336 April 7. Edward III. appointed the Earl of Lancaster to the command of the troops in Scotland.

10. He vested him with full powers of pardoning the Scots.

May 4. He authorised Lancaster, and others in commission with him, to conclude a short truce with Scotland.

Aug. Edward III. came unexpectedly to Perth, marched into the North, and raised the siege of Lochindorp, wasted Moray, and penetrated to Inverness. The Scots avoided encountering him. Meanwhile Thomas Rossheme, a foreigner in the service of England, landed with a body of troops at Dunoter. The citizens of Aberdeen attacked him, and were worsted; but Rossheme fell in the action. Edward, on his return from the north, burnt Aberdeen.

Edward III. endeavoured to secure Scotland by a chain of fortresses; and left his brother, John Earl of Cornwall, to command in Scotland.

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1336 October. The Earl of Cornwall died at Perth.

Sir Andrew Moray, the Regent, besieged the castle of Stirling; but was obliged to abandon the enterprise.

Sir Andrew Moray won the castles of Dunoter, Laurieston, and Kinclaven, and thus broke the chain of the English fortresses.

The Knight of Liddesdale attacked Lord Berkeley near Blackburn, but was discomfited, and hardly escaped.

The Scots hired some gallies at Genoa, to act against the English; but the Genoese regency burnt them.

A naval armament, fitted out by the partizans of David II. took many English ships near the Isle of Wight, and plundered Guernsey and Jersey.

Feb. 28. Sir Andrew Moray cast down the tower of Falkland, won the castle of Leuchars, and, after a siege of three weeks, took the castle of St Andrews.

1337. March. The castle of Bothwell surrendered to the Scots.

Sir Andrew Moray invaded Cumberland, and wasted the country in the neighbourhood of Carlisle. He besieged the castle of Edinburgh. The English came to its relief; they fought the Scots at Crichton in Mid Lothian; the Scots kept the field; but their commander, the Knight of Liddesdale, was dangerously wounded; Sir Andrew Moray raised the siege.

Henry de Beaumont, in the north, revenged the death of Athole, his son-in-law, by slaying the Scots who had been at the battle of Kilblain, whenever they fell into his hands.

A great famine in Scotland: Many persons died of want, and many emigrated.

August The wives and children of the Scottish barons, who had sought an asylum in Flanders, embark-

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ed in two ships to return home, under the guidance of John de Lindefay Bishop of Glasgow; John de Ros, the English Admiral, took them: The Bishop of Glasgow was mortally wounded, and many persons of distinction slain.

1337 Oct. 7. Edward III. publicly asserted his claim to France.

— 7. 15. Meanwhile the Scots were amused with negotiations for peace.

15. Edward III. empowered the Earls of Arundel and Salisbury to receive the Scots to pardon and favour.

Jan. 28. The Earl of Salisbury besieged the castle of Dunbar, which was bravely defended by the Countess of March, daughter of Randolph.

1338 June 10. Alexander Ramsay having brought succours into the castle of Dunbar, made a successful sally. The English abandoned the siege, and consented to a cessation of arms.

Alexander Ramsay, with a company of resolute young men, lurked in the caves of Hawthornden, infested the country, and even made inroads into the English borders. He encountered Robert Manners at Prestfen, near Werk-castle, made him prisoner, and totally defeated his forces.

The Knight of Liddefdale expelled the English from Teviotdale.

Sir Andrew Moray, Regent of Scotland, died; Robert the Stewart succeeded him in the office of Regent.

The Regent made preparations for besieging Perth, and despatched the Knight of Liddefdale into France to implore aid for the Scots.

Aug. 4. Edward III. required Balliol to commit Perth to the care of Thomas Ughtred.

Balliol obeyed, and went to reside in England.

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1339

The Stewart came before Perth. The Knight of Liddefdale returned with French auxiliaries.

William Bullock, bribed by the Stewart, yielded up the castle of Coupar, and swore fealty to David II.

The Stewart, assisted by the counsels of Bullock, besieged Perth.

Aug. 17. The Earl of Ross, by the artifice of a mine, drained the fossé. Ughtred capitulated.

The Stewart rewarded, and dismissed the French auxiliaries.

The Stewart besieged and took the castle of Stirling, where Thomas Rokesby commanded.

The Stewart made a progress through Scotland for the administration of justice.

Sept. 26. Edward III. entered the French territories.

The armies of England and France, after having been in fight for some days, mutually withdrew, at Viron-fosse, in the Cambresis.

David II. it is said, was in the French army.

1340

Edward III. having unsuccessfully besieged Tour-nay, made a truce with France; in that truce the Scots were comprehended.

The Scots, commanded by the Earls of March and Sutherland, made an inroad into England: They were repulsed by Thomas de Gray.

1341 April 17. The castle of Edinburgh was surprised by a stratagem of William Bullock.

May 4. David II. and his consort Johanna, landed from France, at Inverbervie, in Kincardineshire.

1342 Mar. 30. Alexander Ramsay of Dalwoly took the castle of Rokesburgh by escalade.

David II. rewarded him with the office of sheriff of Teviotdale, which the Knight of Liddefdale enjoyed.

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1342 June 20. While Ramfay held his courts in the chapel of Hawick, the Knight of Liddesdale assaulted and wounded him, and carried him prisoner to the castle of Hermitage. Ramfay was starved to death. William Bullock, accused of treasonable practices, was thrust into the castle of Lochindorp, where he expired through cold and hunger.

The Knight of Liddesdale, through the intercession of the Stewart, was pardoned, restored to his office, and made keeper of Roxburgh castle.

During this year, the Scots infested England by frequent inroads: 1. The Earl of Moray burnt Penrith. The King served as a volunteer under him. 2. The King erected the royal standard, invaded Northumberland, received a check from Robert Ogle, and retired ingloriously. 3. A third inroad was repressed by Balliol, lieutenant to the north of Trent.

The Scots besieged the castle of Lochmaben in Annandale, where Walter Selby commanded. Selby, aided by John Kirkeby, Bishop of Carlisle, and Thomas de Lucy, repulsed the Scots.

Feb. 20. Edward III. made proclamation, that he had consented to a truce with France, and her allies, until Michaelmas 1346. Military operations were every where suspended.

1343 Aug. 18. Edward III. began to make attempts on the fidelity of the Knight of Liddesdale.

1344 Aug. 25. The Scots, weary of the truce, made inroads on the marches: Balliol, with the forces of the north of England, was appointed to oppose them.

1345 Mar. 15. Edward III. charged Philip King of France, with having aided the Scots, contrary to the conditions of the truce.

1346 April 24. He declared that the King of France had violated the truce, and he commanded hostilities to be recommenced.

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1346

David II instigated by France, undertook to invade England. His army rendezvoused at Perth. The Earl of Ross assassinated Raynald of the Isles, in a monastery, and, abandoning the King's host, led back his followers to their mountains.

David II. stormed the castle of Liddel, and beheaded Walter Selby the governor, who had alternately plundered and defended England.

The Knight of Liddesdale advised the King of Scots to abandon his enterprise against England; but his barons urged him on.

David II. marched through Northumberland, and wasted the bishoprick of Durham, not even sparing the patrimony of St Cuthbert.

Oct. 16. He pitched his camp at Bear Park, within view of Durham, while Edward III. lay before Calais with his best troops.

William le Zouche Archbishop of York, with the northern barons, prepared to oppose the Scots.

The Knight of Liddesdale, being on a foraging party, encountered the English forces, and was defeated at Ferry of the Hill.

17. The Scots and the English fought at Nevils cross, near Durham; the Scots were utterly defeated; David II. was wounded and made prisoner; and many of the Scottish nobility were slain.

20. The English regency appointed commissioners to pardon the Scots and receive their fealty.

Nov. 20. Some of the English having connived at the escape of their prisoners, this was prohibited, under pain of death.

Jan. 2. The King of Scots was imprisoned in the Tower of London.

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1346 Jan. 20. John Copland, who took him, and Robert de Bertram who took the Knight of Liddesdale, were amply rewarded.

The English entered Scotland, took the castles of Rokesburgh and Hermitage, and advanced their posts to the neighbourhood of the low country of the Lothians.

Balliol, who then resided in Galloway, having been joined by some English troops, wasted the Lothians, Clydesdale, Cunningham, and Niddesdale.

The Stewart was elected to the office of Regent, in absence of the King.

William Lord Douglas, having returned from France, expelled the English from Douglassdale, the forest of Etrick, and Teviotdale.

John de Graham, Earl of Menteth, and Duncan Earl of Fyfe, prisoners at Durham, were convicted of treason. Edward III. together with the warrant for trying them, transmitted to their judges a schedule containing the sentence of condemnation. Sentence was executed against the Earl of Menteth, but not against the Earl of Fyfe.

1347 Aug. 4. Edward III. won Calais, after a tedious siege.

Sept. 28. He concluded a truce with France, to endure, by various prorogations, until the 1st of April 1354. Scotland was comprehended in the truce.

1348 April 16. Negotiations were commenced for procuring the liberty of the King of Scots.

Oct. 10. Queen Johanna obtained permission to visit her husband the King of Scots, after he had been in captivity for two years.

1349 The great pestilence reached Scotland.

1350 John St Michel and his accomplices assassinated Sir David Berkley at Aberdeen. The Knight of Liddesdale, it is said, hired the murderers, in

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revenge of the death of his brother Sir John Douglas, assassinated by Berkley.

1350 Aug. 23. Philip King of France died; succeeded by his son John.

March 5. A treaty was carried on for releasing the King of Scots, and for establishing peace. Balliol in vain protested against this treaty: He was, however, admitted to the conferences.

1351 Sept. 4. The King of Scots obtained a temporary enlargement from prison, on giving hostages.

1352 The English engaged in certain dark negotiations with the King of Scots and Lord Douglas.

The negotiations proved unsuccessful, and the King of Scots was remanded to prison.

July 17. The Knight of Liddefdale, while a prisoner, entered into articles of agreement with Edward III. inconsistent with his duty as a subject of Scotland, [at London.]

1353 Duncan M'Dowal, a powerful chief in Galloway, was induced by Lord Douglas to acknowledge the sovereignty of the King of Scots. Edward

Aug. 18. III. ordered his estates to be seized, and his goods confiscated.

The treaty was renewed for the release of the King of Scots. David II. was permitted to assist at the conferences at Newcastle; but nothing was determined. The Scots, it is said, suspected their King.

August. The Knight of Liddefdale was assassinated at Galvord, in Etrick forest, by his kinsman Lord Douglas, in revenge, it is said, for the murder of Ramsay and Berkley.

July 13. The treaty for the ransom of David II. was finished at Newcastle. The ransom was 90,000 marks, in yearly payments of 10,000 marks,

A. D.

A truce concluded for nine years, in which all the allies of England, and especially Balliol, were comprehended. Twenty young men of quality were given by the Scots as hostages.

1353 Nov. 12. The treaty was ratified by commissioners from Scotland.

Dec. 5. And by Edward III. and the Prince of Wales. Edward III. about this time, negotiated with Balliol, as well as with David Bruce.

Oct. 8. Edward III. secured the possession of Hermitage castle, by a treaty with the widow of the Knight of Liddesdale.

Mar. 12. The Scottish government debased the coin. Edward III. issued a proclamation forbidding its currency. This proclamation sets forth, "that the ancient money of Scotland was wont to be of the same weight and alloy as the Sterling money of England."

1355 April. The King of France, in order to procure a breach of the truce, sent Eugene de Garencieres to Scotland with a body of troops, and a considerable sum of money. The Scots agreed to break the truce, and to invade England.

The Earl of March, who had assisted at the treaty with England, was active in forwarding the negotiations with France.

August. Taking a pretext from an incursion of Northumbrian borderers into his estates, he ordered Sir William Ramsay of Dalwolsy to pillage the town of Norham. Sir Thomas Gray, the keeper of Norham castle, sallied out, was drawn into an ambush by Ramsay, and, after a courageous resistance, was made prisoner, with most of his followers, at Nisbet in the Merse.

Nov. Thomas Earl of Angus surprised the town of Berwick from the sea, while the Earl of March,

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- and the French auxiliaries, assaulted it on the land-side. The town was pillaged.
- 1335 The Regent came to Berwick, and made provision for its defence. He sent the French auxiliaries home.
- Jan. 13. Edward III. expeditiously marched against Berwick. The garrison obtained favourable terms of capitulation.
20. Balliol made an absolute surrender to Edward III. of all his private estates in Scotland, [at Rokeburgh.]
- And, on the same day, he surrendered his kingdom and crown to Edward III.
- Edward III. became bound to pay 5000 marks to Balliol, and to secure him in an annuity of 2000 pounds Sterling, [at Bamburgh.]
- Edward III. after having remained at Rokeburgh for some days, in hopes of the submission of the Scottish barons, marched into Scotland, desolated the country, and then retreated, not without considerable loss.
- Mar. 15. He issued a proclamation, declaring his resolution to maintain the antient laws and usages of Scotland.
- 1356 After Edward's retreat, the Scots expelled his partizans from the west marches. Roger de Kirkpatrick stormed the castles of Dalswinton and Carlaverock, and reduced Nithsdale. John Stewart, the eldest son of the Regent, reduced Annandale, and Lord Douglas Interior Gallo-way.
- Mar. 25. Edward III. appointed the Earl of Northampton, Warden of the Marches, and others, commissioners for treating of a peace with Scotland.
- April 17. Lord Douglas became bound to the Warden not to molest the English, as long as they abstained

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from hostilities against his estates, and those of the Earl of March.

1356 Sept. 19. Battle of Poitiers. The French were defeated, and their King made a prisoner. There was great carnage of the Scots, who had crowded to the French standard. Lord Douglas, although wounded, escaped. Archibald Douglas, although made prisoner, escaped unknown.

Jan. 17. In a parliament at Perth, the Scots appointed the Bishop of St Andrews, and others, commissioners to treat for the ransom of the King, and for peace.

Mar. 23. A truce for two years was concluded between Edward III. and the French King, [at Bourdeaux.]

1357 May 8. The Scots, negotiating for themselves, concluded a truce with England for six months.

June 24. Sir James Lindesay assassinated, under trust, Roger de Kirkpatrick at Carlaverock castle. He was seized, tried, and executed.

Notwithstanding the truce, certain Scotsmen sent out three vessels to cruise against England.— They were forced into Yarmouth by a tempest, together with the ships which they meant to seize, and were confiscated.

Aug. David II. was conveyed to Berwick, where the conferences for peace were held.

The English demanded a ransom of one hundred thousand marks for the King of Scots.

Sept. 26. In a parliament held at Edinburgh, the Scots consented to the demands of the English, and took every method for rendering their consent effectual.

Oct. 3. The treaty was at length concluded at Berwick. The ransom was 100,000 marks, in ten equal yearly payments. Many hostages of distinguish-

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ed rank were to be given. A trace, until payment of the ransom, was stipulated.

Oct. 5. The King of Scots, the nobility, and the boroughs, ratified the treaty.

6. The Bishops also ratified it.

Nov. 6. David II. having been released, held a parliament at Scone, laid the treaty before the three estates, obtained their approbation, and then ratified the treaty anew.

1358 June 21. The Scottish Bishops had engaged to subject the ecclesiastical revenues in payment of the ransom; but the Pope peremptorily refused to ratify their engagement.

July 14. David II. obtained permission from Edward III. to visit England.

The Pope granted a tenth of the ecclesiastical revenues in Scotland for three years, towards payment of the ransom, under condition that nothing more should be exacted from the Scottish clergy on that account.

1359 June 29. Sir Robert Erskine and Norman Lesley, ambassadors from Scotland, entered into a negotiation with France. It was agreed, that on Easter-day 1360, the French should pay fifty thousand marks Sterling to the Scots, and that the Scots should renew the war with England. A ratification of the former alliance between France and Scotland was also stipulated, [at the Louvre.]

1360 May 3. The first step that the French took after a treaty so solemn on their part, and so hazardous to Scotland, was to conclude a treaty of peace with the English, (at Bretigny near Chartres.) By it the King of France renewed every alliance with Scotland, and the King of England every alliance with the people of Flanders.

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1369 Oct. 24. But both Kings protested, that such renunciations should only take place, in the event of the articles of peace being reciprocally fulfilled.

Aug. 20. Meanwhile negotiations for a final peace between England and Scotland were commenced.

Catharine Mortimer, a favourite concubine of David II. was murdered. Thomas Stewart Earl of Angus, suspected of having been privy to the murder, was imprisoned in the castle of Dunbarton.

1361. The plague broke out in Scotland. It was computed that one third of the people perished in this general calamity. The Earl of Angus died of it; as also some of the hostages in England.

David II. retired to the north of Scotland to avoid the infection. Some differences arose between him and the Earl of Marre. The King besieged and took his castle of Kildrummy; but he soon received him into favour again.

1362. Johanna, the consort of David II. died childless.

1363. In a parliament held at Scone, David II. proposed to the three estates, that in the event of his dying without issue, they should chuse for their King, Lionel Duke of Clarence, son of Edward III. The three estates unanimously rejected the proposition.

Many of the Scottish nobility now formed associations for their mutual support. The Stewart in particular, with his own sons, and with the Earls of March and Douglas.

The malecontents took up arms, and committed many outrages. The King also armed. The malecontents submitted, and a general amnesty was proclaimed, on condition that the barons should renounce their associations, become bound to abstain from such confederacies, and renew their oath of fealty.

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1363 May 14. The Stewart, in particular, renounced his associations, under the penalty of forfeiting all title to the crown of Scotland, &c.

David II. again repaired to London, and involved himself in secret negotiations with England.

Nov. 23. The two Kings were present at a conference, in which a plan was formed for settling the crown of Scotland on the King of England for the time being, in default of David II. and his issue male.

David II. married Margaret Logie, a woman of singular beauty.

Feb. David II. visited England, under pretence of performing his devotions at the shrine of the Virgin at Walsingham.

1364 April 8. John King of France died at London. Succeeded by his son *Charles*.

A treaty was concluded which settled the arrears of the ransom, and the penalties for delay of payment, at 100,000 marks Sterling, to be paid

1365 June 12. & in moieties of 6000 marks yearly. But the par-

20. ties seem to have restricted the sum to 80,000 marks. [*Note.*] The truce was prolonged until 2d February 1370-1.

1367. Committees of parliament, with parliamentary powers, were introduced, under the pretence of general expediency.

1369 July 20. The truce between the two nations was prolonged for the farther space of fourteen years; and it was agreed, that the residue of the ransom-money should be cleared by annual payments of 4000 marks.

Feb. 18. In a parliament, at Scone, some wise laws were enacted.

David II. yielding to the suggestions of his consort, imprisoned the Stewart and his three sons, John, Robert, and Alexander.

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1370.

David II. applied to the Scottish Bishops to be divorced from Margaret Logie. They pronounced sentence of divorce; but she appealed to the Pope, and repaired in person to Avignon to prosecute her appeal. The cause was never determined.

1370

On the disgrace of Margaret Logie, the Stewart and his sons were set at liberty.

Feb. 22. David II. died in the castle of Edinburgh. And was succeeded by his nephew ROBERT, The Stewart of Scotland.

MISCELLANEOUS OCCURRENCES.

1138

Description of the arms of Scottish infantry; jesters, buffoons, and dancers, both male and female, in the Scottish camp.

1153

William Comyn, Chancellor of Scotland and Bishop of Durham, poisoned in the wine of the Eucharist, Famine in Scotland—charity of the monks of Melros.

David I. made a grant to the Abbey of Dunfermline of all the gold that should accrue to him out of Fife and Fotherif.

1164

Walter, the Stewart of Scotland, founded an abbey at Paisley.

1165

Two comets appeared before sun-rising in the month of August.

1184.

Remarkable circumstances in trying the boundaries of a royal forest by a jury.

A fountain near Kilwinning, in the shire of Ayr, ran blood for eight days and eight nights.

1194

Allowance for daily expences made by Richard *Coeur de Lion* to the Kings of Scotland, whenever they were invited to the English court.

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- 1196 Great famine in Scotland.
- 1198 Great scarcity in Scotland.
- 1198 Bridge at Berwick carried off by the floods; disputes as to the rebuilding it.
- 1201 Earthquakes in Scotland, and an intense frost.
- 1202 In a provincial council, all who had received priest's orders on a Sunday, were prohibited from officiating at the altar.
- The Bishop of St Andrew's censured the monks of Dunfermline, because they had neglected to supply him with wine for his collation after supper.
- 1206 A miracle wrought by William the Lion at York.
- 1213 One Andrew, elected Bishop of Ross, refused to accept the Episcopal dignity.
- 1216 A remarkable *aurora borealis* in Galloway.
- 1231 Singular circumstances concerning the death of Patrick Earl of March.
- 1236 Circumstances concerning Richard Siward, a favourite of Henry III. King of England.
- 1244 Many towns in Scotland consumed by accidental fire.
- 1249 The Count de St Paul had a large ship of war built at Inverness.
- 1250 Peter de Ramsay, Bishop of Aberdeen, allotted a stipend of 15 merks of silver to each vicarage within his diocese. The abbots and priors appealed to the Pope against this augmentation as exorbitant, and procured it to be set aside.
- 1251 Miracle at the removal of the body of Margaret Queen of Scots.
- 1253 Five *per cent.* paid for the expence of conveying 20 merks from Badenoch to Berwick.
- 1258 Slaves and their children conveyed from one master to another, even without lands.

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- 1259 So great a dearth in Scotland, that a boll of meal was sold at four shillings.
- 1266 A great wind in Scotland, and an inundation from the sea.
- 1267 Cavern in the castle of Hugh Gifford de Yester, formed by magical art.
- 1269 The Abbot of Melros, and many of his conventual brethren, excommunicated for their enormities.
- A great frost in Scotland.
- 1272 Many churches fired by lightning in winter.
- 1275 Alexander III. had a daily allowance of 100 shillings to bear his charges in England, when he was summoned thither by the English King.
- A grant of eight oars in the new boat at Queensferry; the boat divided into eight shares; eight pennies of rent to be paid for each share.
- 1281 Edward I. lent L. 40 to Robert Bruce Earl of Carrick.
- 1282 The plague said to have appeared in Scotland, for the first time.
- 1285 At a ball at Jedburgh, a skeleton is said to have danced.
- General amount of salaries of parish-priests in the reign of Alexander III.
- Account of Thomas Learmonth, otherwise called *the Rhymer*.
- 1289 Pope Nicolas IV. condemned, by a bull, the practice in Scotland of excluding all aliens from all offices of trust in religious houses, because *there is no respect of persons with God*.
1291. Pope Nicolas IV. issued a bull, exhorting the Scottish Bishops to preach a crusade, and granted them an indulgence of a hundred days for every

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sermon preached: From this bull it appears, that pilgrimages to the Holy Sepulchre were prohibited by Papal authority.

At the same time the Pope required the whole ecclesiastics in Scotland to pay the tenth of their revenues annually, during six years, to Edward King of England, in aid of his crusade.

1295

A hen valued at one halfpenny.

1298

The English soldiers, at the siege of Dirleton in East Lothian, in the beginning of July subsisted on the pease and beans which they picked up in the fields.

1303

Price of wine in Scotland.

1304

Edward I. stripped the whole lead of the monastery of St Andrew's, for the machines used at the siege of Stirling castle.

Fabulous account of the siege of the castle of Urquhart.

The Bishop of Buchan agreed not to augment the pension of any vicar beyond ten pounds Sterling.

1305

An English hermit saw a vision of Angels conducting Wallace out of purgatory.

1306

A daily allowance of sixpence was made for the Bishop of St Andrews, while a prisoner in England, of three-pence for his serving man, of three halfpence for his foot-boy, and three halfpence for his chaplain.

Elisabeth, the consort of Robert Bruce, while a prisoner in England, had a foot-boy to make her bed.

1308

John Duns Scotus, called *Doctor Subtilis*, died, a person excessively admired by his contemporaries, as a teacher of philosophy and theology.

1310

So great famine in Scotland, that many persons fed on horse flesh.

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1310

One Harding asserted, that his coat armorial had been usurped by one Seintlowe. The question was decided by single combat, in presence of the King of Scots. Seintlowe having been vanquished, acknowledged the right of Harding. [Qu. as to the truth of this incident?]

1314

Five shillings the value of a cow, and six shillings and eight-pence the value of an ox.

1327

Fire-arms first employed by the English in their wars with Scotland.

The manner of living of the Scots during their military expeditions, described by Froissart.

1329

Theft was so frequent, that husbandmen housed their ploughshares every night. Randolph, Regent, in the minority of David II. ordered, that all ploughshares should be left in the fields; and, if stolen, that the county should refund their value. The iron-work of a plough was estimated at two shillings.

1335

From a grant by Edward III. of the estate of Edrington, in the Merse, it appears, that, antiently, *salmon fishings and mills were extended.*

By an article of the alliance between Balliol and the Lord of the Isles, it was provided, that the Lord of the Isles should have right to stand godfather to any heir of Balliol's body.

1336

Alan of Winton forcibly carried off the heiress of Seton. This produced a feud in Lothian. "An hundred ploughs were laid aside from their labour," says Fordun.

Henry de Lancaster, commander of the English at Berwick, courteously invited the Knight of Liddesdale, and his friends, to partake of the diversion of a tournament. In the course of the sports, the Knight of Liddesdale was wounded, and two Scottish gentlemen and three English were killed,

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- 1339 A great famine in Scotland; the poorer sort fed on grafs; and many were found dead in the fields.
- 1340 The Scots employed cannon at the siege of the castle of Stirling.
- 1345 Ten marks Sterling settled as a stipend on the vicar of Aberdeen.
- 1346 A person pretending himself to be Alexander Bruce Earl of Carrick, slain at Halidon in 1333, appeared in Scotland, and deceived the vulgar. He was convicted as an impostor, and hanged; yet his story still obtained credit.
- 1347 Edward Balliol, and others, engaged to serve the King of England. The daily pay of Balliol was sixteen shillings; of the chief commanders, eight shillings; of a banneret, four shillings; of a knight, two shillings; of an esquire, one shilling; of an archer on horseback, four-pence. Twenty-eight days were reckoned to the month, and ninety days to the quarter.
- 1349 David II. while a prisoner, appeared at a tournament with the badge of a *white rose*.
- 1350 The great pestilence, which had desolated the continent, reached Scotland.
- A perpetual annuity of eight marks Sterling, secured on land, was purchased for one hundred and twenty marks.
- 1354 Wallace and Prudholm, whom Heron had charged as guilty of horse-stealing, offered to justify themselves by single combat. Heron obtained permission from Edward III. to send two champions into Scotland to prove his charge.
- 1355 After the action at Nisbet, a Frenchman, in the service of Scotland, purchased some English prisoners, and privately slew them, in revenge for

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the death of his father, whom the English had slain in France.

1355 Edward III. having permitted Balliol to hunt in the forest of Inglewood, an indemnity was granted to all men who had hunted in his company.

1356 A like indemnity was granted as to fishing: It mentioned the species and the size of the fish caught.

1358 A great inundation happened in Lothian. A nun of the convent at Haddington, is reported to have stayed the waters by threatening to throw the statue of the Virgin Mary into the river.

1361 The pestilence again in Scotland.

1362 One hundred shillings provided to the vicar of Cloveth and Kildrummy, in Aberdeenshire.

1370 Andrew Demster of Caraldston became bound that he and his heirs should furnish a person to administer justice in the courts of the abbey of Aberbrothock. The salary twenty shillings, to be paid out of the issues of the courts.

END OF VOLUME II.





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